

Statutory Notes and Related Subsidiaries

TRANSFER OF MAJORITY AND MINORITY POSITIONS

Pub. L. 107-68, title I, § 113, Nov. 12, 2001, 115 Stat. 572, provided that:

“(a) Effective October 1, 2001, the following four majority positions shall be transferred from the Clerk to the Speaker:

- “(1) The position of chief of floor service.
- “(2) Two positions of assistant floor chief.
- “(3) One position of cloakroom attendant.

“(b) Effective October 1, 2001, the following four minority positions shall be transferred from the Clerk to the minority leader:

- “(1) The position of chief of floor service.
- “(2) Two positions of assistant floor chief.
- “(3) One position of cloakroom attendant.

“(c) Notwithstanding any other provision of law, in the case of an individual who is an incumbent of a position transferred under subsection (a) or subsection (b) at the time of the transfer, the total number of days of annual leave and the total number of days of sick leave which were provided by the Clerk to the individual and which remain unused as of the date of the transfer shall remain available for the individual to use after the transfer.”

§ 5124. Lump sum allowance for Speaker

(a) The aggregate amount otherwise authorized to be appropriated for a fiscal year for the lump-sum allowance for the Office of the Speaker of the House of Representatives shall be increased by \$40,000.

(b) This section shall apply with respect to fiscal year 2002 and each succeeding fiscal year.

(Pub. L. 107-68, title I, § 117, Nov. 12, 2001, 115 Stat. 573.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 74a-12 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 2002, which is title I of the Legislative Branch Appropriations Act, 2002.

§ 5125. Repealed. Pub. L. 115-244, div. B, title I, § 118(a), (b), Sept. 21, 2018, 132 Stat. 2930

Section, Pub. L. 91-665, ch. VIII, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93-532, § 1, Dec. 22, 1974, 88 Stat. 1723; Pub. L. 99-225, Dec. 28, 1985, 99 Stat. 1743, related to the right of every former Speaker to retain an office furnished and maintained by the Government in an appropriate condition.

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EFFECTIVE DATE OF REPEAL

Pub. L. 115-244, div. B, title I, § 118(c), Sept. 21, 2018, 132 Stat. 2930, provided that: “The amendments made by this section [repealing this section and sections 5126 to 5129 of this title] shall apply with respect to any individual who serves as a Representative in Congress during the One Hundred Fifteenth Congress or any succeeding Congress.”

§§ 5126 to 5129. Repealed. Pub. L. 115-244, div. B, title I, § 118(a), Sept. 21, 2018, 132 Stat. 2930

Section 5126, Pub. L. 91-665, ch. VIII, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93-532, § 1(a), Dec. 22, 1974, 88 Stat. 1723; Pub. L. 99-151, title I, § 102(b), Nov. 13, 1985, 99 Stat. 797; Pub. L. 104-186, title II, § 203(2), Aug. 20, 1996, 110 Stat. 1725, provided for an allowance for former Speak-

er for payment of office and other administrative expenses.

Section 5127, Pub. L. 91-665, ch. VIII, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93-532, § 1(a), Dec. 22, 1974, 88 Stat. 1723, related to franked mail and printing privileges of former Speaker.

Section 5128, Pub. L. 91-665, ch. VIII, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93-532, § 1(a), Dec. 22, 1974, 88 Stat. 1723; Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668; Pub. L. 99-151, title I, § 102(a), Nov. 13, 1985, 99 Stat. 797; Pub. L. 104-186, title II, § 203(3), Aug. 20, 1996, 110 Stat. 1725; Pub. L. 108-447, div. G, title I, § 110, Dec. 8, 2004, 118 Stat. 3177; Pub. L. 110-161, div. H, title I, § 105, Dec. 26, 2007, 121 Stat. 2225, provided for Staff assistance to a former Speaker for administration and compensation and status of staff.

Section 5129, Pub. L. 103-69, title I, § 101A(a), Aug. 11, 1993, 107 Stat. 699, provided that the entitlements of a former Speaker of the House of Representatives under sections 5125 to 5129 of this title would be available for 5 years.

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EFFECTIVE DATE OF REPEAL

Repeal applicable with respect to any individual who serves as a Representative in Congress during the One Hundred Fifteenth Congress or any succeeding Congress, see section 118(c) of Pub. L. 115-244, set out as a note under section 5125 of this title.

SUBCHAPTER III—MAJORITY AND MINORITY LEADERS AND WHIPS**§ 5141. Additional employees in offices of House Minority Leader, Majority Whip, and Chief Deputy Majority Whip; authorization; compensation**

(a) Subject to the provisions of subsection (b), effective March 1, 1977, there shall be two additional employees in the office of the minority leader, and one additional employee each in the offices of the majority whip and the chief deputy majority whip.

(b) The maximum annual rate of compensation for any individual employed under subsection (a) shall not exceed the greater of \$173,900 or the applicable rate of pay in effect under an order issued by the Speaker of the House of Representatives pursuant to the authority of section 4532 of this title, and until otherwise provided by law such compensation as may be necessary shall be paid from the applicable accounts of the House of Representatives.

(Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668; Pub. L. 104-53, title I, § 103, Nov. 19, 1995, 109 Stat. 520; Pub. L. 104-186, title II, § 204(15)(A), Aug. 20, 1996, 110 Stat. 1732; Pub. L. 116-94, div. E, title II, § 212(b)(3)(E), Dec. 20, 2019, 133 Stat. 2778.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 74a-3 of this title prior to editorial reclassification and renumbering as this section.

Section is based on section 1 of House Resolution No. 393, Ninety-fifth Congress, Mar. 31, 1977, which was enacted into permanent law by Pub. L. 95-94.

Amendment by Pub. L. 104-53 is based on section 3(b) of House Resolution No. 113, One Hundred Fourth Congress, Mar. 10, 1995, which was enacted into permanent law by Pub. L. 104-53.

AMENDMENTS

2019—Subsec. (b). Pub. L. 116-94 substituted “The maximum annual rate of compensation for any indi-

vidual employed under subsection (a) shall not exceed the greater of \$173,900 or the applicable rate of pay in effect under an order issued by the Speaker of the House of Representatives pursuant to the authority of section 4532 of this title," for "The annual rate of compensation for any individual employed under subsection (a) shall not exceed the annual rate of basic pay of level V of the Executive Schedule of section 5316 of title 5,".

1996—Subsec. (b). Pub. L. 104-186 substituted "applicable accounts of the House of Representatives" for "contingent fund of the House".

1995—Subsec. (a). Pub. L. 104-53 substituted "chief deputy majority whip" for "chief majority whip".

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EFFECTIVE DATE OF 2019 AMENDMENT

Amendment by Pub. L. 116-94 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 a note under section 282b of this title.

EFFECTIVE DATE OF 1995 AMENDMENT

Section 3(a) of House Resolution No. 113, One Hundred Fourth Congress, Mar. 10, 1995, as enacted into permanent law by Pub. L. 104-53, title I, §103, Nov. 19, 1995, 109 Stat. 520, provided that: "Upon the enactment of this section into permanent law, the amendment made by subsection (b) [amending this section] shall take effect."

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 4531 and 4532 of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 5142. Additional amounts for personnel and equipment for House Majority and Minority Leaders and Majority and Minority Whips

Effective March 1, 1977, and until otherwise provided by law, there shall be paid out of the applicable accounts of the House of Representatives such additional amounts as may be necessary for office personnel, and rental or lease of necessary equipment, of each of the following officials of the House the following per annum amounts:

- (1) The majority leader, \$30,000.
- (2) The minority leader, \$30,000.
- (3) The majority whip, \$15,000.
- (4) The minority whip, \$15,000.

(Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668; Pub. L. 104-186, title II, §204(15)(B), Aug. 20, 1996, 110 Stat. 1732.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 74a-4 of this title prior to editorial reclassification and renumbering as this section.

Section is based on section 2 of House Resolution No. 393, Ninety-fifth Congress, Mar. 31, 1977, which was enacted into permanent law by Pub. L. 95-94.

AMENDMENTS

1996—Pub. L. 104-186 substituted "applicable accounts of the House of Representatives" for "contingent fund of the House".

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LIMITS ON USES OF FUNDS

Pub. L. 98-51, title I, §112, July 14, 1983, 97 Stat. 270, as amended by Pub. L. 104-186, title II, §204(16), Aug. 20, 1996, 110 Stat. 1732, provided that: "The funds provided under the provisions of section 2 of House Resolution 393, Ninety-fifth Congress, agreed to March 31, 1977, as enacted into permanent law by section 115 of the Congressional Operations Appropriation Act, 1978 [2 U.S.C. 5142], and section 473 of the Legislative Reorganization Act of 1970 [2 U.S.C. 5103], shall be limited to use for the compensation of additional personnel and other necessary official expenses."

§ 5143. Compensation of certain House minority employees

Effective January 3, 1977, and until otherwise provided by law, the rate of pay for each of the six positions of minority employee authorized by the Legislative Pay Act of 1929 and referred to in House Resolution 441 of the Ninety-first Congress shall be a per annum gross rate equal to the annual rate of basic pay of level IV of the Executive Schedule of section 5315 of title 5, unless a lower rate is established by the Minority Leader.

(Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668.)

Editorial Notes

REFERENCES IN TEXT

The Legislative Pay Act of 1929, referred to in text, is act June 20, 1929, ch. 33, 46 Stat. 32. For complete classification of this Act to the Code, see Tables.

House Resolution 441, referred to in text, is set out as a Prior Provisions note below.

CODIFICATION

Section was formerly classified to section 74c of this title prior to editorial reclassification and renumbering as this section.

Section is based on section 1 of House Resolution 119, Ninety-fifth Congress, Jan. 19, 1977, which was enacted into permanent law by Pub. L. 95-94.

PRIOR PROVISIONS

Provisions similar to those in this section were contained in House Resolution 441, Ninety-first Congress, June 17, 1969, as enacted into permanent law by Pub. L. 91-145, §103, Dec. 12, 1969, 83 Stat. 359, which provided: "That, until otherwise provided by law—

"(1) The six positions of minority employee listed in House Resolution 8, Ninety-first Congress, as supplemented by House Resolution 238, Ninety-first Congress, and House Resolution 265, Ninety-first Congress, are hereby given position titles in the descending order in which those six positions are listed in House Resolution 8, as follows:

"(A) the position title of the position listed first is 'Floor Assistant to the Minority';

"(B) the position title of the position listed second is 'Floor Assistant to the Minority';

"(C) the position title of the position listed third is 'Floor Assistant to the Minority';

"(D) the position title of the position listed fourth is 'Floor Assistant to the Minority';

"(E) the position title of the position listed fifth is 'Pair Clerk to the Minority'; and

"(F) the position title of the position listed sixth is 'Staff Director to the Minority'.

"(2) Appointments to each position for which a position title is provided by subparagraph (1) of this section shall be made by action of the House of Representatives.