#### **Presidential Documents**

Executive Order 13322 of December 30, 2003

#### Adjustments of Certain Rates of Pay

By the authority vested in me as President by the Constitution and the laws of the United States of America, including the laws cited herein, it is hereby ordered as follows:

**Section 1.** Statutory Pay Systems. The rates of basic pay or salaries of the statutory pay systems (as defined in 5 U.S.C. 5302(1)), as adjusted under 5 U.S.C. 5303(b), are set forth on the schedules attached hereto and made a part hereof:

- (a) The General Schedule (5 U.S.C. 5332(a)) at Schedule 1;
- (b) The Foreign Service Schedule (22 U.S.C. 3963) at Schedule 2; and
- (c) The schedules for the Veterans Health Administration of the Department of Veterans Affairs (38 U.S.C. 7306, 7404; section 301(a) of Public Law 102–40) at Schedule 3.
- **Sec. 2.** Senior Executive Service. The ranges of rates of basic pay for senior executives in the Senior Executive Service, as established pursuant to 5 U.S.C. 5382, as amended by section 1125 of Public Law 108–136, are set forth on Schedule 4 attached hereto and made a part hereof.
- **Sec. 3.** Executive and Certain Other Salaries. The rates of basic pay or salaries for the following offices and positions are set forth on the schedules attached hereto and made a part hereof:
  - (a) The Executive Schedule (5 U.S.C. 5311-5318) at Schedule 5;
- (b) The Vice President (3 U.S.C. 104) and the Congress (2 U.S.C. 31) at Schedule 6; and
- (c) Justices and judges (28 U.S.C. 5, 44(d), 135, 252, and 461(a), section 140 of Public Law 97–92, and Public Law 108–167) at Schedule 7.
- **Sec. 4.** *Uniformed Services.* Pursuant to section 601(a)–(b) of Public Law 108–136, the rates of monthly basic pay (37 U.S.C. 203) for members of the uniformed services, as adjusted under 37 U.S.C. 1009, and the rate of monthly cadet or midshipman pay are set forth on Schedule 8 attached hereto and made a part hereof.
- **Sec. 5.** Locality-Based Comparability Payments.
- (a) Pursuant to sections 5304 and 5304a of title 5, United States Code, locality-based comparability payments shall be paid in accordance with Schedule 9 attached hereto and made a part hereof.
- (b) The Director of the Office of Personnel Management shall take such actions as may be necessary to implement these payments and to publish appropriate notice of such payments in the **Federal Register**.
- **Sec. 6.** Administrative Law Judges. The rates of basic pay for administrative law judges, as adjusted under 5 U.S.C. 5372(b)(4), are set forth on Schedule 10 attached hereto and made a part hereof.
- **Sec. 7.** *Effective Dates.* Schedule 8 is effective on January 1, 2004. The other schedules contained herein are effective on the first day of the first applicable pay period beginning on or after January 1, 2004.

**Sec. 8.** Prior Order Superseded. Executive Order 13282 of December 31, 2002, as amended by Executive Order 13291 of March 21, 2003, is superseded.

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THE WHITE HOUSE, December 30, 2003.

Billing code 3195-01-P

SCHEDULE 1--GENERAL SCHEDULE

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

10	\$19,314	21,847	24,623	27,647	30,931	34,478	38,311	42,432	46,870	51,609	56,707	67,968	80,818	95,508	112,346
ത	\$18,837	21,287	23,992	26,938	30,138	33,594	37,329	41,344	45,668	50,286	55,253	66,225	78,746	93,059	109,465
ω	\$18,816	20,727	23,361	26,229	29,345	32,710	36,347	40,256	44,466	48,963	53,799	64,482	76,674	90,610	106,584
7	\$18,305	20,167	22,730	25,520	28,552	31,826	35,365	39,168	43,264	47,640	52,345	62,739	74,602	88,161	103,703
9	\$17,799	19,607	22,099	24,811	27,759	30,942	34,383	38,080	42,062	46,317	50,891	966,09	72,530	85,712	100,822
Ŋ	\$17,497	19,047	21,468	24,102	26,966	30,058	33,401	36,992	40,860	44,994	49,437	59,253	70,458	83,263	97,941
4	\$16,982	18,837	20,837	23,393	26,173	29,174	32,419	35,904	39,658	43,671	47,983	57,510	988,386	80,814	92,060
m	\$16,471	18,350	20,206	22,684	25,380	28,290	31,437	34,816	38,456	42,348	46,529	55,767	66,314	78,365	92,179
2	\$15,958	17,775	19,575	21,975	24,587	27,406	30,455	33,728	37,254	41,025	45,075	54,024	64,242	75,916	89,298
П	\$15,442	17,363	18,944	21,266	23,794	26,522	29,473	32,640	36,052	39,702	43,621	52,281	62,170	73,467	86,417
	GS-1	GS-2	GS-3	GS-4	GS-5	9-85	GS-7	GS-8	6-85	GS-10	GS-11	GS-12	GS-13	GS-14	GS-15

SCHEDULE 2--FOREIGN SERVICE SCHEDULE

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

Step	class 1	las	las	las	las	class 6	class 7	] a	las
<b>~</b>	\$86,417	\$70,023		\$45,976	\$37,254	\$33,304	\$29,773	\$26,616	\$23,794
7	89,010	-	58,442	47,355	38,372	34,303	30,666	27,	24,
m	91,680		60,195	48,776	39,523	35,332	31,586	28,237	5
4	94,430		62,001	50,239	40,708	36,392	32,534	29,084	9
2	97,263		63,861	51,746	41,930	37,484	33,510	29,957	9
9	100,181	-	65,777	53,299	43,188	38,608	34,515	30,855	
7	103,186	-	67,751	54,898	44,483	39,767	35,551	31,781	· &
œ	106,282		69,783	56,545	45,818	40,960	36,617	32,734	5
a	109,470	_	71,877	58,241	47,192	42,189	37,716	33,716	Ò
10	112,346		74,033	59,988	48,608	43,454	38,847	34,728	·
11	112,346		76,254	61,788	50,066	44,758	40,012	35,770	1,
12	112,346	_	78,541	63,642	51,568	46,101	41,213	36,843	2
13	112,346		868'08	65,551	53,115	47,484	42,449	37,948	8
14	112,346		83,325	67,517	54,709	48,908	43,723	39,086	4

## SCHEDULE 3--VETERANS HEALTH ADMINISTRATION SCHEDULES DEPARTMENT OF VETERANS AFFAIRS

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

Schedule for the Office of the Under Secretary for Health (38 U.S.C. 7306)\*

Deputy Under Secretary for Health
Medical Directors         Minimum \$\frac{\text{Maximum}}{\\$5116,398}\$         Maximum \$\frac{\text{S131,922}}{\\$5131,922}\$           Service Directors         101,351         125,871           Director, National Center for Preventive Health         86,417         125,871
Physician and Dentist Schedule
Director Grade
Associate Grade
Physician Assistant and Expanded-Function Dental Auxiliary Schedule ****
Director Grade.       \$86,417       \$112,346         Assistant Director Grade.       73,467       95,508         Chief Grade.       62,170       80,818         Senior Grade.       52,281       67,968         Intermediate Grade.       43,621       56,707         Full Grade.       36,052       46,870         Associate Grade       31,023       40,329         Junior Grade.       26,522       34,478

This schedule does not apply to the Assistant Under Secretary for Nursing Programs or the Director of Nursing Services. Pay for these positions is set by the Under Secretary for Health under 38 U.S.C. 7451.

<sup>\*\*</sup> Pursuant to section 7404(d)(1) of title 38, United States Code, the rate of basic pay payable to this employee is limited to the rate for level IV of the Executive Schedule, which is \$136,000.

<sup>\*\*\*</sup> Pursuant to section 7404(d)(2) of title 38, United States Code, the rate of basic pay payable to these employees is limited to the rate for level V of the Executive Schedule, which is \$127,300.

<sup>\*\*\*\*</sup> Pursuant to section 301(a) of Public Law 102-40, these positions are paid according to the Nurse Schedule in 38 U.S.C. 4107(b) as in effect on August 14, 1990, with subsequent adjustments.

### SCHEDULE 4--SENIOR EXECUTIVE SERVICE

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

Agencies with a Certified SES Performance Appraisal System					Minimum \$103,700	Maximum \$157,000
Agencies without a Certified S Performance Appraisal System					\$103.700	\$144.600

#### SCHEDULE 5 -- EXECUTIVE SCHEDULE

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

Level	I														\$174,500
Level	ΙI														157,000
Level	III	Ι.		٠.											144,600
Level	ΙV														136,000
Level	V														127,300

#### SCHEDULE 6--VICE PRESIDENT AND MEMBERS OF CONGRESS

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

Vice President	\$201,600
Senators	157,000
Members of the House of Representatives	
Delegates to the House of Representatives	157,000
Resident Commissioner from Puerto Rico	
President pro tempore of the Senate	174,500
Majority leader and minority leader of the Senate	174,500
Majority leader and minority leader of the House	
of Representatives	174,500
Speaker of the House of Representatives	

#### SCHEDULE 7--JUDICIAL SALARIES

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004

Chief Justice of the United States					\$201,600
Associate Justices of the Supreme Court	٠.				193,000
Circuit Judges					
District Judges					
Judges of the Court of International Trade					

SCHEDULE 8-PAY OF THE UNIFORMED SERVICES (Effective on January 1, 2004)

Part I-MONTHLY BASIC PAY

	Over 26		\$13,303.80*	11,738 40	10,635.30	9,433.50	8,285.40	6,760.80	5,733.00	4,911.30	3,609,90	2,848.50		55.241 30	4.180.20	3,537.00
	Over 24		\$12,847.80*		10,635.30	9,386,10	7,897,80	6,760.80	5,733.00	4,911.30	3,609,90	2,848.50		\$5,241.30	4,180.20	3,537.00
	Over 22		\$12,586.20*	11,112,30	10,635.30	9,386.10	7,698.30	6,760.80	5,733.00	4,911.30	3,609.90	2,848.50		\$5.241.30	4,180.20	3,537.00
	Over 20		\$12,524.70*	10,954,50	10,379.10	9,386.10	7,500.90	6,563.40	5,733.00	4,911.30	3,609.90	2,848.50		\$5,241,30	4,180.20	3,537.00
	Over 18		ı	1	\$9,995.70	9,386.10	7,154.10	6,389.70	5,733.00	4,911.30	3,609.90	2,848.50	į. Li	\$5,241.30	4,180.20	3,537.00
c. 205)	Over 16		1	1	\$9,579.90	8,781.90	6,807.30	6,213.60	5, 673, 60	4,911.30	3,609.90	2,848.50	COMMISSIONED OFFICERS WITH OVER 4 TEARS ACTIVE DUTY SERVICE AS AN ENLISTED MEMBER AND/OR WARRANT OFFICER****	\$5,092.80	4,180.20	3,537.00
YEARS OF SERVICE (COMPUTED UNDER 37 U.S.C. 205)	Over 14	ICERS	1	1	\$9,292.80	8,066.70	6,216.30	5,844.00	5,571,60	4,911.30	3,609.90	2,848.50	SSIONED OFFICERS WITH OVER 4 YEARS ACTIVE DUTY SE AS AN ENLISTED MEMBER AND/OR WARRANT OFFICER***	\$4,984.20	4,180.20	3,537.00
(COMPUTED UN	Over 12	COMMISSIONED OFFICERS	ı	1	\$9,197.10	7,839.00	5,882.10	5,602.80	5,394.00	4,794.30	3,609.90	2,848.50	TH OVER 4 YI	\$4,794.30	4,068.60	3,382.20
OF SERVICE	Over 10	COMMI	ı	1	\$8,863.50	7,611.90	5,882.10	5,415.90	5,137.80	4,568.70	3,609.90	2,848.50	OFFICERS WIT	\$4,568.70	3,918.60	3,269.40
YEARS (	Over 8		1	1	O.			5,161.20	4,809.30			2,848.50	ACTSSIONED AS AN EN	\$4,431.60	3,724.80	3,154.50
	Over 6		ı	.1		7,187.40		٠,	4		3,609.90		Õ	\$4,220.10 \$	3, 609.90	3,042.30
	Over 4		ŀ		\$8,220.60									\$4,027.20	3,537.00	2,848.50
	Over 3		1		\$8,173.20									1	1	ı
	Over 2				\$8,004.90									í	ı	ı
	2 or less		0-10 **	ı	\$7,751.10	6,440.70	4,773.60	3,979.50	3,433.50	3,018.90	* 2,608.20	* 2,264.40		1	1	İ
	Pay Grade		0-10	6-0	8-0	0-1	9-0	0-5	0-4	** 5-0	0-2 **	* 0-1		0-3E	0-2E	0-1E

Basic pay for these officers is limited to the rate of basic pay for level III of the Executive Schedule.

For officers serving as Chairman or Vice Chairman of the Joint Chiefs of Staff, Chief of Staff of the Army, Chief of Naval Operations, Chief of the Air Force, Commandant of the Marine Corps, Commandant of the Coast Ghard, or commander of a unfilled or specified combatant command (as defined in section 161(c) of title 10, United States Code), basic pay for this grade is calculated to be \$144.534.20 per month, regardless of cumulative years of service computed under section 205 of title 37, States Code. Nevertheless, actual basic pay for these officers is limited to the rate of basic pay for level III of the Executive Schedule. United

Does not apply to commissioned officers who have been credited with over 4 years of active duty service as an enlisted member or warrant officer. \*

Reservists with at least 1,460 points as an enlisted member and/or warrant officer which are creditable toward reserve retirement also quality for these rates.

SCHEDULE 8-PAY OF THE UNIFORMED SERVICES (PAGE 2)

	Over 26		\$5,914.20 5,445.90 4,716.30 4,103.70	3, 535.80	4,314,30 3,855.00 2,809.80 2,367.90 1,891.50 1,385.50 1,337.70
	Over 24		\$5,728.80 5,277.00 4,570.20 4,103.70	08.020.40	\$4,776.60 4,081.20 3,599.10 2,809.80 2,809.80 1,891.50 1,585.50 1,337.70
	Over 22		\$5,544.30 5,112.00 4,424.10 3,972.60	09:000	34,594.20 3,986.40 2,498.00 2,367.90 1,891.50 1,337.70
	Over 20		\$5,360.70 4,944.30 4,356.90 3,843.00	00.000	\$4,421.10 3,815.70 2,809.80 2,367.90 1,891.50 1,585.50 1,193.40
	Over 18		\$4,782.60 4,291.80 3,712.50	7	34,216.50 3,715.50 3,295.50 2,809.80 2,367.90 1,587.50 1,193.40
205)	Over 16		\$4,617.30 4,140.60 3,643.80	06.136.6	\$4,089.30 3,517.50 3,219.60 2,367.90 1,881.50 1,585.50 1,193.40
R 37 U.S.C.	Over 14	m	\$4,359.00 3,988.80 3,562.20	27.15.10	\$3,962.40 3,407.70 3,139.80 2,367.30 1,891.50 1,585.50 1,193.40
YEARS OF SERVICE (COMPUTED UNDER 37 U.S.C.	Over 12	WARRANT OFFICERS	\$4,194.30 3,786.30 3,443.40	ENLISTED MEMBERS	\$3,854.70 2,980.20 2,680.20 2,367.30 1,891.50 1,585.50 1,193.40
SERVICE (CC	Over 10	WARR	\$4,035.00 3,595.80 3,321.60	ENLI	\$3,769.20 3,222.00 2,891.10 2,896.20 2,336.20 1,891.50 1,585.50 1,193.40
YEARS OF	Over 8		\$3,871.50 3,403.20 3,157.80		\$3,085.50 2,801.40 2,250.90 1,891.50 1,358.50 1,193.40
	Over 6		\$3,710.40 3,257.10 2,943.30		52,642.10 2,310.00 2,130.60 1,891.50 1,337.70
	Over 4		\$3,547.20 3,129.30 2,865.30 2,593.50		52,549.70 2,218.80 1,991.10 1,814.10 1,337.70
	Over 3		\$3,452.40 3,089.40 2,774.10 2,515.20		52,430.60 2,131.20 1,901.10 1,726.80 1,337.70
	Over 2		\$3,355.80 2,967.90 2,649.00 2,394.00		\$2,341.20 2,041.20 1,813.50 1,638.30 1,337.70
	2 or less		\$3,119.40 2,848.80 2,505.90 2,212.80		22,145.00 1,855.50 1,700.10 1,558.20 1,558.20 1,337.70 1,193.40
	Pay Grade		W - 5 W - 4 W - 2 W - 1		Ж - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 -

For noncommissioned officers serving as Sergeant Major of the Army, Master Chief Petty Officer of the Navy or Coast Guard, Chief Master Sergeant of the Air Force, or Sergeant Major of the Marine Corps, basic pay for this grade is \$6,090.90 per month, regardless of cumulative years of service under section 205 of title 37, United States Code.

<sup>\*\*</sup> Applies to personnel who have served 4 months or more on active duty.

\*\*\* Applies to personnel who have served less than 4 months on active duty.

# SCHEDULE 8-PAY OF THE UNIFORMED SERVICES (PAGE 3) Part II-RATE OF MONTHLY CADET OR MIDSHIPMAN PAY

The rate of monthly cadet or midshipman pay authorized by section 203(c) of title 37, United States Code, is \$792.60.

Note: As a result of the enactment of sections 602-694 of Public Law 105-85, the National Defense Authorization Act for Fiscal Year 1998, the Secretary of Defense now has the authority to adjust the rates of basic allowances for subsistence and housing. Therefore, these allowances are no longer adjusted by the President in conjunction with the adjustment of basic pay for members of the uniformed services. Accordingly, the tables of allowances included in previous orders are not included here.

#### SCHEDULE 9--LOCALITY-BASED COMPARABILITY PAYMENTS

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

Locality Pay Area <sup>1</sup>	<u>Rate</u>
Atlanta, GA	11.50%
Boston-Worcester-Lawrence, MA-NH-ME-CT-RI	15.73%
Chicago-Gary-Kenosha, IL-IN-WI	16.92%
Cincinnati-Hamilton, OH-KY-IN	14.04%
Cleveland-Akron, OH	12.10%
Columbus, OH	12.28%
Dallas-Fort Worth, TX	12.74%
Dayton-Springfield, OH	11.17%
Denver-Boulder-Greeley, CO	15.46%
Detroit-Ann Arbor-Flint, MI	17.02%
Hartford, CT	16.41%
Houston-Galveston-Brazoria, TX	21.49%
Huntsville, AL	10.58%
Indianapolis, IN	10.30%
Kansas City, MO-KS	10.73%
Los Angeles-Riverside-Orange County, CA	18.57%
Miami-Fort Lauderdale, FL	14.45%
Milwaukee-Racine, WI	11.73%
Milwaukee-Racine, WI	13.54%
New York-Northern New Jersey-Long Island, NY-NJ-CT-PA	17.73%
Orlando, FL	10.12%
Philadelphia-Wilmington-Atlantic City, PA-NJ-DE-MD	14.12%
Pittsburgh, PA	11.03%
Portland-Salem, OR-WA	13.60%
Richmond-Petersburg, VA	11.25%
Sacramento-Yolo, CA	13.98%
St. Louis, MO-IL	10.46%
San Diego, CA	14.84%
San Francisco-Oakland-San Jose, CA	22.23%
Seattle-Tacoma-Bremerton, WA	13.85%
Washington-Baltimore, DC-MD-VA-WV	13.43%
Rest of U.S	10.09%

#### SCHEDULE 10-ADMINISTRATIVE LAW JUDGES

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2004)

AL-3/A																\$90,500
AL-3/B																97,400
																104,400
																111,400
AL-3/E		•			•											118,300
AL-3/F				•												125,300
AL-2 .				•												132,400
AL-1 .	•	•		٠			٠.		•							136,000

[FR Doc. 03–32328 Filed 12–31–03; 11:22 am] Billing code 6325–01–C

<sup>&</sup>lt;sup>1</sup>Locality Pay Areas are defined in 5 CFR 531.603.