

Public Law 85-432

AN ACT

May 29, 1958
[H. R. 7930]

To correct certain inequities with respect to automatic step-increase anniversary dates and longevity step-increases of postal field service employees.

Postal employ-
ees.
Longevity in-
creases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each em-
ployee—

(1) who is in the postal field service on the date of enactment of this section,

(2) whose basic salary was adjusted under section 304 of the Postal Field Service Compensation Act of 1955 (Public Law 68, Eighty-fourth Congress) and, immediately prior to such adjustment, was paid under the Classification Act of 1949, as amended, or under a prevailing wage schedule,

(3) who, prior to such adjustment of salary, had performed service which was creditable toward his next within-grade step-increase under section 701 (a) of the Classification Act of 1949, as amended, or under such prevailing wage schedule, and

(4) whose amount of increase in basic salary received upon adjustment of his basic salary under section 304 of the Postal Field Service Compensation Act of 1955 was less than the difference between the salary for that step of the grade of his position under the Classification Act of 1949, as amended, or of his position under such prevailing wage schedule, which he occupied immediately prior to such adjustment of salary and the salary at such time for the next higher step of such grade,

shall, for purposes of the first advancement by step-increase under and in accordance with section 401 of the Postal Field Service Compensation Act of 1955—

(A) have his anniversary date adjusted to the first day of his first pay period under such Act which begins on or after the date on which he would have earned a within-grade step-increase under the Classification Act of 1949, as amended, or a within-grade step-increase under such prevailing wage schedule, if his position had remained subject to the Classification Act of 1949, as amended, or subject to such schedule, as the case may be, unless his anniversary date under the Postal Field Service Compensation Act of 1955 which is in effect on the date of enactment of this section occurs earlier than such adjusted anniversary date, and

(B) be paid, for all periods of service performed by him under the Postal Field Service Compensation Act of 1955 beginning on or after such adjusted anniversary date, the additional basic salary to which he becomes entitled under such Act by reason of this section,

subject to and in accordance with the following requirements:

(i) that any advancement of such employee by step-increase under section 401 of such Act which such employee may have received prior to the date of enactment of this section shall not be regarded as an equivalent increase in basic salary for purposes of such Act, and

(ii) that the amount of additional basic salary to which such employee is entitled under clause (B) of this section is appropriately reduced by the amount of additional basic salary attributable to any advancement of such employee by step-increase under section 401 of such Act prior to the date of enactment of this section.

69 Stat. 121.
39 USC 974.
63 Stat. 954.
5 USC 1071 note.

5 USC 1121.

39 USC 981.

39 USC 981.

SEC. 2. Section 404 (c) (1) of the Postal Field Service Compensation Act of 1955 (69 Stat. 123; Public Law 68, Eighty-fourth Congress; 39 U. S. C. 984 (c) (1)) is amended—

(1) by striking out the word “and” immediately following the semicolon at the end of subparagraph (C) thereof;

(2) by striking out the period at the end of subparagraph (D) thereof and inserting in lieu of such period a semicolon and the word “and”; and

(3) by adding at the end of such section 404 (c) (1) the following new subparagraph:

“(E) all time on the rolls under the Postal Accounts Division (including time on the rolls under the former Post Office Department Division) in the General Accounting Office continuous to the date of the transfer of the employee to the Post Office Department in accordance with section 7 (a) of the Post Office Department Financial Control Act of 1950 (39 U. S. C. 794e (a)).”

Postal Accounts
Division.

64 Stat. 462.

Effective date.

SEC. 3. (a) The amendment made by section 2 of this Act shall take effect as of December 3, 1955.

(b) No payment of longevity compensation shall be made, by reason of the amendment made by section 2 of this Act and the provisions of subsection (a) of this section, for any period prior to the date of enactment of this section, to any person who is not an employee in the postal field service on such date of enactment.

Restriction.

SEC. 4. (a) Section 802 (a) of the Classification Act of 1949, as amended (5 U. S. C. 1132), is amended by inserting after the word “position” where it appears in clause (1) and where it appears for the first time in clause (2) the words “in the legislative, judicial, or executive branch”, and by inserting before the semicolon at the end of clause (4) the following: “in any position subject to this Act following service in any position in the legislative, judicial, or executive branch”.

63 Stat. 969.
Basic compensa-
tion.
Regulations.

(b) Such section is further amended by adding at the end thereof a new subsection as follows:

“(c) Any employee in the legislative branch whose compensation is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives, and who has completed two or more years of service as such an employee, may upon appointment to a position subject to the Classification Act of 1949 have his initial rate of compensation fixed at the minimum rate of the appropriate grade, or at any step of such grade that does not exceed the highest previous rate of compensation received by him during such service in the legislative branch.”

Legislative
branch service.

63 Stat. 954.
5 USC 1071 note.

(c) The amendments made by this section shall take effect as of January 1, 1958.

Effective date.

SEC. 5. Section 2 (b) of the Act entitled “An Act extending the classified executive civil service of the United States”, approved November 26, 1940, as amended (5 U. S. C. 631b (b)), is amended by striking out “any person who shall have served for four years as a secretary, clerk or assistant clerk to a Senator, Representative, Delegate or Resident Commissioner, or as a clerk or assistant clerk to a standing committee of the Senate or House of Representatives or as a clerical employee of the Senate or House of Representatives” and inserting in lieu thereof the following: “any person who shall have completed three or more years of service as an employee in the legislative branch in a position the compensation for which is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives”.

Legislative em-
ployees.
Civil-service
status.
54 Stat. 1212.

Approved May 29, 1958.