

this section] shall not affect proceedings under such section 303 in which a complaint was filed before the effective date of this section [Oct. 1, 1997], and orders shall be issued in such proceedings and appeals shall be taken therefrom as if this section had not been enacted.”

§ 1220. Transferred

Editorial Notes

CODIFICATION

Section, Pub. L. 102-166, title III, § 304, formerly § 321, Nov. 21, 1991, 105 Stat. 1097; renumbered § 304 and amended Pub. L. 104-1, title V, § 504(a)(3), (4), Jan. 23, 1995, 109 Stat. 41, which provided for application of provisions of section 1202 to previously exempt State employees, enforcement by administrative action, judicial review, and attorney fees, was transferred to section 2000e-16c of Title 42, The Public Health and Welfare.

§ 1221. Repealed. Pub. L. 104-1, title V, § 504(a)(2), Jan. 23, 1995, 109 Stat. 41

Section, Pub. L. 102-166, title III, § 322, Nov. 21, 1991, 105 Stat. 1098, related to severability.

Statutory Notes and Related Subsidiaries

SAVINGS PROVISION

Pub. L. 104-1, title V, § 504(a)(2), Jan. 23, 1995, 109 Stat. 41, provided in part that section 1221 of this title is repealed, except as provided in section 1435 of this title.

§ 1222. Repealed. Pub. L. 102-392, title III, § 316(b), Oct. 6, 1992, 106 Stat. 1724

Section, Pub. L. 102-166, title III, § 323, Nov. 21, 1991, 105 Stat. 1098, required President or Member of Senate to reimburse appropriate Federal account for payment made on his or her behalf for violation of this chapter.

§§ 1223, 1224. Repealed. Pub. L. 104-1, title V, § 504(a)(2), Jan. 23, 1995, 109 Stat. 41

Section 1223, Pub. L. 102-166, title III, § 324, Nov. 21, 1991, 105 Stat. 1099, related to reports of Senate committees.

Section 1224, Pub. L. 102-166, title III, § 325, Nov. 21, 1991, 105 Stat. 1099, related to intervention and expedited reviews of certain appeals based on constitutionality of sections 1209 and 1219 of this title.

Statutory Notes and Related Subsidiaries

SAVINGS PROVISION

Pub. L. 104-1, title V, § 504(a)(2), Jan. 23, 1995, 109 Stat. 41, provided in part that sections 1223 and 1224 of this title are repealed, except as provided in section 1435 of this title.

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SUBCHAPTER I—GENERAL

§ 1301. Definitions

(a) In general

Except as otherwise specifically provided in this chapter, as used in this chapter:

(1) Board

The term “Board” means the Board of Directors of the Office of Congressional Workplace Rights.

(2) Chair

The term “Chair” means the Chair of the Board of Directors of the Office of Congressional Workplace Rights.

(3) Covered employee

The term “covered employee” means any employee of—

- (A) the House of Representatives;
- (B) the Senate;
- (C) the Office of Congressional Accessibility Services;
- (D) the Capitol Police;
- (E) the Congressional Budget Office;
- (F) the Office of the Architect of the Capitol;
- (G) the Office of the Attending Physician;
- (H) the Office of Congressional Workplace Rights;
- (I) the Office of Technology Assessment;
- (J) the Library of Congress, except for section 1351 of this title; or
- (K) the John C. Stennis Center for Public Service Training and Development.

(4) Employee

The term “employee” includes an applicant for employment and a former employee.

(5) Employee of the Office of the Architect of the Capitol

The term “employee of the Office of the Architect of the Capitol” includes any employee of the Office of the Architect of the Capitol or the Botanic Garden.

(6) Employee of the Capitol Police

The term “employee of the Capitol Police” includes any member or officer of the Capitol Police.

(7) Employee of the House of Representatives

The term “employee of the House of Representatives” includes an individual occupying

a position the pay for which is disbursed by the Chief Administrative Officer of the House of Representatives, or another official designated by the House of Representatives, or any employment position in an entity that is paid with funds derived from the clerk-hire allowance of the House of Representatives but not any such individual employed by any entity listed in subparagraphs (C) through (K) of paragraph (3).

(8) Employee of the Senate

The term “employee of the Senate” includes any employee whose pay is disbursed by the Secretary of the Senate, but not any such individual employed by any entity listed in subparagraphs (C) through (K) of paragraph (3).

(9) Employing office

The term “employing office” means—

- (A) the personal office of a Member of the House of Representatives or of a Senator;
- (B) a committee of the House of Representatives or the Senate or a joint committee;
- (C) any other office headed by a person with the final authority to appoint, hire, discharge, and set the terms, conditions, or privileges of the employment of an employee of the House of Representatives or the Senate;
- (D) the Office of Congressional Accessibility Services, the United States Capitol Police, the Congressional Budget Office, the Office of the Architect of the Capitol, the Office of the Attending Physician, the Office of Congressional Workplace Rights, the Office of Technology Assessment, and the John C. Stennis Center for Public Service Training and Development; or
- (E) the Library of Congress, except for section 1351 of this title.

(10) Executive Director

The term “Executive Director” means the Executive Director of the Office of Congressional Workplace Rights.

(11) General Counsel

The term “General Counsel” means the General Counsel of the Office of Congressional Workplace Rights.

(12) Office

The term “Office” means the Office of Congressional Workplace Rights.

(b) Clarification of coverage of employees of certain commissions

(1) Coverage

With respect to the United States Commission on International Religious Freedom, the China Review Commission, the Congressional-Executive China Commission, and the Helsinki Commission—

- (A) any individual who is an employee of such Commission shall be considered a covered employee for purposes of this chapter; and
- (B) the Commission shall be considered an employing office for purposes of this chapter.

(2) Authority to provide legal assistance and representation

(A) Subject to paragraph (3), legal assistance and representation under this chapter, includ-