

withholdings be remitted in accordance with such change, and he may also revoke his request for withholdings. Any change in the State designated or revocation is effective on the first day of the first month commencing after the day on which the request for change or the revocation is received in the Disbursing Office.

(4) The Secretary is authorized to issue rules and regulations he considers appropriate in carrying out this subsection.

**(d) Time or times of agreements by Secretary**

The Secretary may enter into agreements under subsection (a) of this section at such time or times as he considers appropriate.

**(e) Provisions as not imposing duty, burden, requirement or penalty on United States, Senate, or any officer or employee of United States; effect of filing paper, form, or document with Secretary**

This section imposes no duty, burden, or requirement upon the United States, the Senate, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the Senate, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, or document filed with the Secretary under this section is a paper of the Senate within the provisions of rule XXX of the Standing Rules of the Senate.

**(f) “State” defined**

For the purposes of this section, “State” means any of the States of the United States and the District of Columbia.

(Pub. L. 93-371, § 2, Aug. 13, 1974, 88 Stat. 427.)

**Editorial Notes**

**REFERENCES IN TEXT**

The Standing Rules of the Senate, referred to in subsec. (e), were revised in 1979 and 2000. Provisions relating to withdrawal of papers from the files of the Senate which were formerly contained in Rule XXX of the Standing Rules of the Senate are contained in Rule XI of the Standing Rules of the Senate.

**CODIFICATION**

Section was formerly classified to section 60c-3 of this title prior to editorial reclassification and renumbering as this section.

**§ 4595. Payment for unaccrued leave**

**(a) In general**

The Financial Clerk of the Senate is authorized to accept from an individual whose pay is disbursed by the Secretary of<sup>1</sup> Senate a payment representing pay for any period of unaccrued annual leave used by that individual, as certified by the head of the employing office of the individual making the payment.

**(b) Withholding**

The Financial Clerk of the Senate is authorized to withhold the amount referred to in sub-

section (a) from any amount which is disbursed by the Secretary of the Senate and which is due to or on behalf of the individual described in subsection (a).

**(c) Deposit**

Any payment accepted under this section shall be deposited in the general fund of the Treasury as miscellaneous receipts.

**(d) “Head of the employing office” defined**

As used in this section, the term “head of the employing office” means any person with the final authority to appoint, hire, discharge, and set the terms, conditions, or privileges of the employment of an individual whose pay is disbursed by the Secretary of the Senate.

**(e) Applicability**

This section shall apply to fiscal year 1996 and each fiscal year thereafter.

(Pub. L. 104-197, title I, § 9, Sept. 16, 1996, 110 Stat. 2398.)

**Editorial Notes**

**CODIFICATION**

Section was formerly classified to section 60p of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1997, which is title I of the Legislative Branch Appropriations Act, 1997.

**CHAPTER 47—CONGRESSIONAL ETHICS**

**SUBCHAPTER I—GENERAL**

- |               |   |
|---------------|---|
| Sec.<br>4701. | Subletting duties of employees of Senate or House.                                  |
| 4702.         | Notification of post-employment restrictions for Members of Congress and employees. |

**SUBCHAPTER II—HOUSE OF REPRESENTATIVES**

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|-------|--|
| 4711. | Committee on Standards of Official Conduct of House of Representatives.  |
| 4712. | Posting of travel and financial disclosure reports on public website of Clerk of the House of Representatives. |
| 4713. | Reporting payments made to witnesses before Committee on Standards of Official Conduct.                        |

**SUBCHAPTER III—SENATE**

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|-------|---|
| 4721. | Referral of ethics violations by Senate Ethics Committee to Government Accountability Office for investigation. |
| 4722. | Mandatory Senate ethics training for Members and staff.   |
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| 4724. | Amendment to Senate conflict of interest rule.  |
| 4725. | Gifts and travel.   |
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| 4728. | Notification of post-employment restrictions for Senators and employees.  |

**SUBCHAPTER I—GENERAL**

**§ 4701. Subletting duties of employees of Senate or House**

No employee of Congress, either in the Senate or House, shall sublet to, or hire, another to do

<sup>1</sup> So in original. Probably should be followed by “the”.

or perform any part of the duties or work attached to the position to which he was appointed.

(Mar. 2, 1895, ch. 177, § 1, 28 Stat. 771.)

#### Editorial Notes

##### CODIFICATION

Section was formerly classified to section 101 of this title prior to editorial reclassification and renumbering as this section.

#### § 4702. Notification of post-employment restrictions for Members of Congress and employees

##### (a) Notification of post-employment restrictions

After a Member of Congress or an elected officer of either House of Congress leaves office, or after the termination of employment with the House of Representatives or the Senate of an employee who is covered under paragraph (2), (3), (4), or (5) of section 207(e) of title 18, the Clerk of the House of Representatives, after consultation with the Committee on Standards of Official Conduct, or the Secretary of the Senate, as the case may be, shall notify the Member, officer, or employee of the beginning and ending date of the prohibitions that apply to the Member, officer, or employee under section 207(e) of that title.

##### (b) Posting on Internet

The Clerk of the House of Representatives, with respect to notifications under subsection (a) relating to Members, officers, and employees of the House, and the Secretary of the Senate, with respect to such notifications relating to Members, officers, and employees of the Senate, shall post the information contained in such notifications on the public Internet site of the Office of the Clerk or the Secretary of the Senate, as the case may be, in a format that, to the extent technically practicable, is searchable, sortable, and downloadable.

(Pub. L. 110–81, title I, § 103, Sept. 14, 2007, 121 Stat. 739.)

#### Editorial Notes

##### CODIFICATION

Section was formerly classified to section 104d of this title prior to editorial reclassification and renumbering as this section.

#### Statutory Notes and Related Subsidiaries

##### CHANGE OF NAME

Committee on Standards of Official Conduct of House of Representatives changed to Committee on Ethics of House of Representatives by House Resolution No. 5, One Hundred Twelfth Congress, Jan. 5, 2011.

##### EFFECTIVE DATE

Pub. L. 110–81, title I, § 105(c), Sept. 14, 2007, 121 Stat. 741, provided that:

“(1) NOTIFICATION OF POST-EMPLOYMENT RESTRICTIONS.—Subsection (a) of section 103 [2 U.S.C. 4702(a)] shall take effect on the 60th day after the date of the enactment of this Act [Sept. 14, 2007].

“(2) POSTING OF INFORMATION.—Subsection (b) of section 103 [2 U.S.C. 4702(b)] shall take effect January 1, 2008, except that the Secretary of the Senate and the

Clerk of the House of Representatives shall post the information contained in notifications required by that subsection that are made on or after the effective date provided under paragraph (1) of this subsection.”

#### SUBCHAPTER II—HOUSE OF REPRESENTATIVES

#### § 4711. Committee on Standards of Official Conduct of House of Representatives

##### (a) Omitted

##### (b) Committee composition

The respective party caucus or conference of the House of Representatives shall each nominate to the House of Representatives at the beginning of each Congress 7 members to serve on the Committee on Standards of Official Conduct.

##### (c) Investigative subcommittees

The Committee on Standards of Official Conduct shall adopt rules providing—

(1) for the establishment of a 4 or 6-member investigative subcommittee (with equal representation from the majority and minority parties) whenever the committee votes to undertake any investigation;

(2) that the senior majority and minority members on an investigative subcommittee shall serve as the chairman and ranking minority member of the subcommittee; and

(3) that the chairman and ranking minority member of the full committee may only serve as non-voting, ex officio members on an investigative subcommittee.

Clause 5(d) of rule XI<sup>1</sup> of the Rules of the House of Representatives shall not apply to any investigative subcommittee.

##### (d) Adjudicatory subcommittees

The Committee on Standards of Official Conduct shall adopt rules providing—

(1) that upon the completion of an investigation, an investigative subcommittee shall report its findings and recommendations to the committee;

(2) that, if an investigative subcommittee by majority vote of its membership adopts a statement of alleged violation, the remaining members of the committee shall comprise an adjudicatory subcommittee to hold a disciplinary hearing on the violation alleged in the statement;

(3) that any statement of alleged violation and any written response thereto shall be made public at the first meeting or hearing on the matter which is open to the public after the respondent has been given full opportunity to respond to the statement in accordance with committee rules, but, if no public hearing or meeting is held on the matter, the statement of alleged violation and any written response thereto shall be included in the committee's final report to the House of Representatives as required by clause 4(e)(1)(B) of rule X<sup>1</sup> of the Rules of the House of Representatives;

(4) that a quorum for an adjudicatory subcommittee for the purpose of taking testi-

<sup>1</sup> See References in Text note below.