

Sec.

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.

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SUBCHAPTER I—GENERAL

§ 5101. Employment of administrative assistants for Speaker and House Majority and Minority Leaders; compensation; appropriations

The Speaker, the majority leader, and the minority leader of the House of Representatives are each authorized to employ an administrative assistant, who shall receive basic compensation at a rate not to exceed \$8,000 a year. There is authorized to be appropriated such sums as may be necessary for the payment of such compensation.

(Aug. 2, 1946, ch. 753, title II, § 201(c), 60 Stat. 834.)

Editorial Notes

CODIFICATION

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

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Aug. 2, 1946, see section 245 of act Aug. 2, 1946, set out as a note under section 4301 of this title.

BASIC COMPENSATION OF ADMINISTRATIVE ASSISTANTS

Pub. L. 85-462, § 4(n), June 20, 1958, 72 Stat. 209, provided that: “The basic compensation of the Administrative Assistants to the Speaker, Majority Leader, Minority Leader, Majority Whip, and Minority Whip, shall be at the rate of \$8,880 per annum.”

House Resolution No. 127, Eighty-ninth Congress, Jan. 19, 1965, which was enacted into permanent law by Pub. L. 89-90, § 103, July 27, 1965, 79 Stat. 281, provided: “That effective January 3, 1965, there shall be payable from the contingent fund of the House, until otherwise provided by law, for any Member of the House who has served as majority leader and as minority leader of the House, an additional \$8,880 basic per annum for an administrative assistant.”

House Resolution No. 258, Eighty-ninth Congress, Mar. 9, 1965, which was enacted into permanent law by Pub. L. 89-90, § 103, July 27, 1965, 79 Stat. 281, provided: “That, effective March 1, 1965, there shall be payable

from the contingent fund of the House of Representatives, until otherwise provided by law, an amount which will permit the payment of basic compensation per annum, at a rate not in excess of the highest amount which, together with additional compensation authorized by law, will not exceed the maximum rate authorized by the Classification Act of 1949, as amended [act Oct. 28, 1949, ch. 782], to the administrative assistant of each of the following:

- “(1) the Speaker of the House;
- “(2) the majority leader of the House;
- “(3) the minority leader of the House;
- “(4) the majority whip of the House;
- “(5) the minority whip of the House;
- “(6) each Member of the House who has served as Speaker of the House; and
- “(7) each Member of the House who has served as majority leader, and as minority leader, of the House.”

Section 207(c) of House Resolution 988, Ninety-third Congress, Oct. 8, 1974, provided for the compensation of the administrative assistants referred to in House Resolution 1015, Ninetieth Congress, Jan. 15, 1968, at a rate not in excess of the minimum rate of pay in effect for one pay level above that of employees (referred to in clause 6(a)(1) of Rule XI) to whom clause 6(c) of Rule XI of the Rules of the House of Representatives applied.

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.

§ 5102. Appointment of consultants by Speaker, Majority Leader, and Minority Leader of House; compensation

(a) The Speaker, Majority Leader, and Minority Leader of the House of Representatives are each authorized to appoint and fix the compensation of one consultant, on a temporary or intermittent basis, at a daily rate of compensation not in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the House.

(b) This section shall apply with respect to fiscal year 1999 and each succeeding fiscal year.

(Pub. L. 105-275, title I, § 107, Oct. 21, 1998, 112 Stat. 2439.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 74a-9 of this title prior to editorial reclassification and renumbering as this section.

Section is from the Congressional Operations Appropriations Act, 1999, which is title I of the Legislative Branch Appropriations Act, 1999.

§ 5103. Single per annum gross rates of allowances for personal services in offices of Speaker, Leaders, and Whips

The allowance for additional office personnel in the office of each of the following officials of the House of Representatives shall be at a single per annum gross rate, as follows:

- (1) the Speaker, \$110,000.
- (2) the Majority Leader, \$90,000.
- (3) the Minority Leader, \$55,000.
- (4) the Majority Whip, \$55,000.

(5) the Minority Whip, \$55,000.
(Pub. L. 91-510, title IV, §473, Oct. 26, 1970, 84 Stat. 1194.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 333 of this title prior to editorial reclassification and renumbering as this section.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an Effective Date of 1970 Amendment note under section 4301 of this title.

LIMITS ON USES OF FUNDS

Funds provided under this section limited to use for compensation of additional personnel and other necessary official expenses, see section 112 of Pub. L. 98-51, set out as a note under section 5142 of this title.

§ 5104. Authority of Speaker and Minority Leader to allocate funds among certain House leadership offices

(a) Authority of Speaker

(1) Authority described

Notwithstanding any other provision of law (including any provision of law that sets forth an allowance for official expenses), the amount appropriated or otherwise made available during a Congress for the salaries and expenses of any office or authority described in paragraph (2) shall be the amount allocated for such office or authority by the Speaker of the House of Representatives from the aggregate amount appropriated or otherwise made available for all such offices and authorities.

(2) Offices and authorities described

The offices and authorities described in this paragraph are as follows:

- (A) The Office of the Speaker.
- (B) The Speaker's Office for Legislative Floor Activities.
- (C) The Republican Steering Committee (if the Speaker is a member of the Republican party) or the Democratic Steering and Policy Committee (if the Speaker is a member of the Democratic party).

(D) The Republican Policy Committee (if the Speaker is a member of the Republican party).

(E) Training and program development—majority (as described under the heading “House leadership offices” in the most recent bill making appropriations for the legislative branch that was enacted prior to December 23, 2011).

(F) Cloakroom personnel—majority (as so described).

(b) Authority of Minority Leader

(1) Authority described

Notwithstanding any other provision of law (including any provision of law that sets forth an allowance for official expenses), the amount appropriated or otherwise made avail-

able during a Congress for the salaries and expenses of any office or authority described in paragraph (2) shall be the amount allocated for such office or authority by the Minority Leader of the House of Representatives from the aggregate amount appropriated or otherwise made available for all such offices and authorities.

(2) Offices and authorities described

The offices and authorities described in this paragraph are as follows:

(A) The Office of the Minority Leader.

(B) The Democratic Steering and Policy Committee (if the Minority Leader is a member of the Democratic party) or the Republican Steering Committee (if the Minority Leader is a member of the Republican party).

(C) The Republican Policy Committee (if the Minority Leader is a member of the Republican party).

(D) Training and program development—minority (as described under the heading “House leadership offices” in the most recent bill making appropriations for the legislative branch that was enacted prior to December 23, 2011).

(E) Cloakroom personnel—minority (as so described).

(F) Nine minority employees (as so described).

(c) Effective date

This section shall apply with respect to any months occurring during the One Hundred Twelfth Congress that begin after December 23, 2011, and to any succeeding Congress.

(Pub. L. 112-74, div. G, title I, §103, Dec. 23, 2011, 125 Stat. 1121.)

Editorial Notes

REFERENCES IN TEXT

The most recent bill making appropriations for the legislative branch that was enacted prior to December 23, 2011, containing the heading “House leadership offices”, referred to in subsecs. (a)(2)(E) and (b)(2)(D), is Pub. L. 111-68, div. A, Oct. 1, 2009, 123 Stat. 2023. For complete classification of this Act to the Code, see Tables.

CODIFICATION

Section was formerly classified to section 74a-11a of this title prior to editorial reclassification and renumbering as this section.

Section is from the Legislative Branch Appropriations Act, 2012, which is div. G of the Consolidated Appropriations Act, 2012.

§ 5105. Transfer of appropriations by House Leadership Offices

(a) In general

Each office described under the heading “HOUSE LEADERSHIP OFFICES” in the Act making appropriations for the legislative branch for a fiscal year may transfer any amounts appropriated for the office under such heading among the various categories of allowances and expenses for the office under such heading.

(b) Official expenses

Subsection (a) shall not apply with respect to any amounts appropriated for official expenses.