

LEGISLATIVE OFFICERS AND EMPLOYEES LAW
Act of Jan. 10, (1968) 1967, P.L. 925, No. 417
AN ACT

CL. 46

Relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal and manner of filling vacancies; fixing the salary of the Director of the Legislative Reference Bureau; providing for compilation of lists of employes.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

ARTICLE I
Officers and Employes of the Senate

Section 1. The Senate shall, at the session immediately following the election of the members of the General Assembly, elect, in addition to the President pro tempore as provided for by the Constitution, a Secretary-Parliamentarian and a Chief Clerk who shall serve for two years or until their successors are elected and have qualified, unless sooner removed by a majority vote of all of the members of the Senate during any regular, special or extraordinary session of the General Assembly.

No person shall hold the position of Secretary-Parliamentarian or Chief Clerk and at the same time hold any elective office in the Commonwealth or any of its political subdivisions or be employed in any capacity by the Commonwealth or any of its political subdivisions.

(1 amended July 12, 1981, P.L.266, No.90)

Section 1.1. There is hereby created the Senate Committee on Management Operations which will be composed of the President pro tempore who shall be chairman, the Majority Leader, the Minority Leader, the Majority Whip, the Minority Whip, the Chairman of the Appropriations Committee, the Minority Chairman of the Appropriations Committee, the Majority Caucus Administrator and the Minority Caucus Administrator of the Senate.

(1.1 amended May 23, 1991, P.L.8, No.5)

Section 2. (2 repealed July 12, 1981, P.L.266, No.90)

Section 2.1. (a) The Senate Committee on Management Operations is authorized to prepare and adopt rules and regulations for uniform personnel policies and procedures, job classification and pay plans including periodic increments for Senate employes and officers as well as such other matters as are authorized in this act or the Rules of the Senate. Each such rule or regulation and any amendment thereto shall be prepared in resolution form and shall be placed on the Senate calendar for final approval or disapproval. Such resolution shall have the force and effect of law in accordance with its terms when it has been approved by the Senate. Any adopted resolution shall continue in force and effect until such time as it is amended, superseded, or repealed by another resolution adopted in accordance with the procedures established by this section.

(b) All actions of the Senate Committee on Management Operations under this act shall require the approval of at least a majority of the members of the committee present and voting.

The Chief Clerk shall publish and maintain a handbook of all rules, regulations, policies and procedures which are promulgated by the Senate Committee on Management Operations under the authority of this act.

(c) The Senate Committee on Management Operations shall annually not later than September 15, review the job classification and pay plan and shall consider the need for a cost-of-living increase for Senate employees.

(2.1 added July 12, 1981, P.L.266, No.90)

Section 2.2. The Majority and Minority Caucuses shall each establish a Legislative Management Committee which shall be composed of the Floor Leader who shall be chairman and so many additional caucus members as may be determined by each caucus. For the Majority Caucus, the President pro tempore, and for the Minority Caucus, the Minority Leader, shall each select a staff administrator who shall administer the fiscal and personnel matters of the caucus in conjunction with the Chief Clerk and perform such other duties as may be assigned.

(2.2 added July 12, 1981, P.L.266, No.90)

Section 2.3. (a) The President, the President pro tempore, the Majority Leader, the Minority Leader, each Legislative Management Committee, the Appropriations Committee and the Minority Appropriations Committee and each other committee or officer to which funds may be authorized and appropriated for the hiring of staff shall submit to the Chief Clerk a plan of organization for all employees under such committee's or officer's jurisdiction and such modifications thereof as may be necessary from time to time.

(b) Each such plan or modification thereof shall include the following: (1) the job title of each employee; (2) description of each employee's duties; (3) the compensation of each employee; and (4) such other information as the Senate Committee on Management Operations may by its rules and regulations require.

(c) Each such plan or modification shall take effect upon submission to the extent that such plan does not conflict with the uniform job classification and pay plan adopted by the Senate Committee on Management Operations. Any plan or modification thereof shall be deemed to be in compliance with the rules and regulations of the Senate Committee on Management Operations unless the Chief Clerk shall, within two weeks, advise the officer or member submitting such plan that in his judgment it is in conflict with the job classification and pay plan adopted by the Senate Committee on Management Operations. He shall also advise the Chairman of the Senate Committee on Management Operations of his findings in writing and the chairman shall, at the request of the member or officer submitting such plan, place the matter before the Senate Committee on Management Operations for its approval or rejection.

(d) The Majority and Minority Leaders shall when they submit their respective plans of organization for employees under their jurisdiction include within such plan the employees for the officers of their respective caucuses. Such caucus officers shall be entitled to, and the plans submitted by the respective floor leaders shall include as a minimum, the same number of employees as were heretofore authorized to such caucus officers by this act whose authorized salaries shall not be less than the salaries authorized for those positions had the sections authorizing those appointments not been repealed.

(2.3 added July 12, 1981, P.L.266, No.90)

Section 2.4. (a) The Chief Clerk shall be the chief fiscal officer of the Senate; shall prepare all payrolls; and shall pre-audit all vouchers submitted for reimbursement or payment from any appropriation made to the Senate. All such vouchers shall be matters of public record and shall be open for public inspection during normal business hours and copies of which shall be available at cost.

(b) The Chief Clerk shall be responsible for all day-to-day financial functions of the Senate and such related duties as shall be assigned by the President pro tempore or the Senate Committee on Management Operations and shall maintain central personnel files of all Senate employees. The following information shall be in each Senate employee's file, shall be a matter of public record and shall be open for public inspection during normal business hours:

- (1) full name of employee;
- (2) address of employee;
- (3) job title;
- (4) description of duties;
- (5) compensation; and
- (6) such other information as the Senate shall prescribe by its rules.

(2.4 added July 12, 1981, P.L.266, No.90)

Section 2.5. The Secretary-Parliamentarian shall be responsible for the supervision of the legislative affairs of the Senate and shall carry out such duties as may be provided by the laws of the Commonwealth, the Rules of the Senate, or such other matters as may be assigned by the President pro tempore. The Secretary-Parliamentarian shall also perform such duties as may be assigned to the Librarian of the Senate under any law of this Commonwealth.

(2.5 added July 12, 1981, P.L.266, No.90)

Section 2.6. The Chief Clerk of the House of Representatives and the Chief Clerk of the Senate with the concurrence of the President pro tempore of the Senate may appoint such joint employees of the Senate and the House of Representatives as they shall deem necessary to provide joint services, security services, and emergency medical care. Compensation of such joint employees shall be determined jointly by the Chief Clerk of the House of Representatives and the Chief Clerk of the Senate with the concurrence of the President pro tempore.

(2.6 added July 12, 1981, P.L.266, No.90)

Section 3. (3 repealed July 12, 1981, P.L.266, No.90)

Section 4. (4 repealed July 12, 1981, P.L.266, No.90)

Section 5. (5 repealed July 12, 1981, P.L.266, No.90)

Section 6. (6 repealed July 12, 1981, P.L.266, No.90)

Section 7. (7 repealed July 12, 1981, P.L.266, No.90)

Section 8. (8 repealed July 12, 1981, P.L.266, No.90)

Section 9. (9 repealed July 12, 1981, P.L.266, No.90)

Section 10. (10 repealed July 12, 1981, P.L.266, No.90)

Section 11. (11 repealed July 12, 1981, P.L.266, No.90)

Section 12. (12 repealed July 12, 1981, P.L.266, No.90)

Section 13. (13 repealed July 12, 1981, P.L.266, No.90)

Section 14. (14 repealed July 12, 1981, P.L.266, No.90)

Section 15. (15 repealed July 12, 1981, P.L.266, No.90)

Section 15.1. (15.1 repealed July 12, 1981, P.L.266, No.90)

Section 15.2. (15.2 repealed July 12, 1981, P.L.266, No.90)

Section 15.3. (15.3 repealed July 12, 1981, P.L.266, No.90)

Section 16. (16 repealed Oct. 25, 1979, P.L.235, No.75)

Section 16.1. (16.1 repealed Oct. 25, 1979, P.L.235, No.75)

Section 16.2. (16.2 repealed Oct. 25, 1979, P.L.235, No.75)

Section 17. All employes appointed by the President pro tempore shall be under the direction and control of the President pro tempore who shall assign them to such duties as are usually performed in the positions to which they have been respectively elected or appointed. The President pro tempore may transfer any of such employes, appointed by him from one position to another position in order best to bring about efficiency and a more equal distribution of the work of the Senate. All other employes of the Senate shall be under the direction and control of the officer by whom they were appointed.

Section 18. (18 repealed July 12, 1981, P.L.266, No.90)

ARTICLE II

Officers and Employes of the House of Representatives

Section 21. (21 repealed Dec. 10, 1979, P.L.488, No.104)

Section 21.1. (a) There is hereby created a Bi-partisan Management Committee which shall consist of the following five members of the House of Representatives: the Speaker, who shall serve as chairman; the Majority and Minority Leaders; and Majority and Minority Whips.

(b) The committee shall meet at times and places necessary to perform the functions assigned to it by law, and shall adopt rules and regulations for its own organization and operation.

(c) There shall be an executive director and other necessary staff for the committee who shall be appointed by the committee which shall also assign duties and fix compensation for the positions consistent with the standards set forth in section 21.9.

(d) ((d) repealed July 12, 1981, P.L.266, No.90)

(e) The committee shall publish and maintain a handbook of all rules, regulations, policies and procedures which are promulgated in pursuance of this act.

(f) The committee shall maintain a file of all plans of organization submitted and approved hereunder including all amendments thereto.

(g) All actions of the committee shall require the approval of at least four members thereof.

(21.1 added Dec. 10, 1979, P.L.488, No.104)

Section 21.2. (a) The Bi-partisan Management Committee is authorized to prepare and adopt rules and regulations governing the following matters:

(1) Uniform policies and procedures relating to the keeping of inventory records of capital outlay items owned or purchased by the House of Representatives.

(2) Preparation of suggested budgets for all expenditures of the House or any committee or agency thereof including the Bi-partisan Management Committee, the Legislative Management Committees, the Offices of the Chief Clerk and comptroller of the House and submitting the same for final approval before transmission to the Budget Secretary.

(3) Insuring that proper prior authorization has been obtained for all expenditures and expenses of the House of Representatives including those of its officers, members and employes, that such expenditures are made for purposes prescribed by law or by rule of the House of Representatives and that adequate appropriated funds are available for disbursement.

(4) The preparation of all payrolls for the House of Representatives, including the certification of vouchers and

transmission of same to the comptroller and maintaining the required and necessary expense and payroll records.

(5) Maintenance of records of disbursements from the House Appropriation Accounts by offices or departments, including standing committees, or other categories as needed, including classification as to type of disbursements.

(6) Preparation of monthly and other periodic reports of disbursements of the House of Representatives from an account subject to its control or the control of any officer, employee, committee or agency thereof.

(7) Planning and coordination of purchases in volume for the House of Representatives in order to take advantage of, and secure the economies made possible by, volume purchasing, and the negotiation and execution of purchasing agreements and contracts and the establishment of methods for obtaining competitive bid prices upon which the House may purchase.

(8) Taking advantage of Federal General Services Administration (GSA) contracts and State contracts negotiated by the Division of Purchasing of the Commonwealth Department of General Services.

(9) Establishment of uniform purchasing policies and procedures relating to the acquisition of supplies, capital outlay items and contractual services.

(10) Compilation of final reports of the work of each special or standing committee or subcommittee of the House.

(11) Maintenance and preservation of the books, memoranda, reports and records of each standing and special committee having permanent research value.

(12) Establishment and maintenance of a library adequate for the needs of the House.

(13) Maintenance of an exchange service with legislative service agencies of other states, the Federal Government, foreign governments, local units of government in this State, the Council of State Governments, and other agencies which carry on research in governmental problems, and through cooperation with such agencies, securing information for the members of the House.

(14) Maintenance of a bill status system supplying such information relating to all bills and resolutions prefiled or introduced during legislative sessions as the committee may deem necessary.

(15) Coordination in behalf of the House of all matters relative to legislative printing.

(16) Establishment of appropriate legislative internship programs.

(17) Development of uniform policies and procedures for the preservation and/or destruction of papers, documents and other writings or records.

(18) Development of uniform standards, policies and procedures for the acquisition, purchase or leasing of office or storage space for officers, members and employees of the House of Representatives both in the Capitol and throughout the Commonwealth.

(b) The committee is authorized to prepare and adopt rules and regulations for the promulgation and administration of uniform personnel policies and procedures, job classification and pay plans including periodic increments for all House employees and officers as well as other matters set forth in this section. Such regulations shall have the force and effect of law in accordance with its terms. Any adopted regulation shall continue in force until such time as it is amended,

superseded or repealed by a subsequent regulation adopted in accordance with this section.

(21.2 amended July 12, 1981, P.L.266, No.90)

Section 21.3. The Majority and principal Minority Party Caucuses shall each establish a Legislative Management Committee which shall be composed of the Floor Leader, who shall be chairman, and so many additional caucus members as may be determined by each caucus. Each such committee shall select a staff administrator who shall, under supervision of the committee, administer the fiscal and personnel affairs of the caucus and perform such other duties as may be assigned.

(21.3 added Dec. 10, 1979, P.L.488, No.104)

Section 21.4. (a) The Speaker, each Caucus Officer, each Legislative Management Committee, each Appropriations Committee and each other House committee for whom or to which funds are authorized or appropriated for the hiring of staff shall within sixty days of the effective date of this act and thereafter no later than one month after the beginning of each new session, submit to the Bi-partisan Management Committee a plan of organization for all employees under such person's or committee's jurisdiction and such modifications thereof as may be necessary from time to time.

(b) Each such plan or modification shall include the following:

- (1) The job title of each employee.
- (2) A description of each employee's duties.
- (3) The compensation of each employee.

(4) Such other information as the committee in its rules and regulations shall require.

(c) Each such plan or modification shall take effect upon submission to the extent that such plan is in compliance with applicable rules and regulations of the Bi-partisan Management Committee and within the limits of available appropriations.

(d) No person may be employed by the Speaker, any Caucus Officer, either Appropriations Committees, either Legislative Management Committee, the Bi-partisan Management Committee, the Chief Clerk, the comptroller or any other House committee unless provision is made for the position to be filled in a plan of organization or modification thereof as herein provided.

(21.4 added Dec. 10, 1979, P.L.488, No.104)

Section 21.5. If a vacancy occurs in any committee, the same shall be filled as provided for original appointments.

(21.5 added Dec. 10, 1979, P.L.488, No.104)

Section 21.6. The Chief Clerk and the comptroller of the House of Representatives shall be selected by the Bi-partisan Management Committee subject to confirmation and removal solely upon the affirmative vote of two-thirds of the members of the House of Representatives in office at the time of any such vote. The Chief Clerk and the comptroller shall be compensated in an amount determined by the committee.

(21.6 added Dec. 10, 1979, P.L.488, No.104)

Section 21.7. (a) The Chief Clerk shall be responsible for all day to day functions of the House of Representatives as assigned by the Bi-partisan Management Committee and shall maintain central personnel files for all House employees. The following information in each House employee's file shall be a matter of public record, shall be open for public inspection during normal business hours and copies of which shall be available at cost:

- (1) Job title.
- (2) Description of duties.
- (3) Compensation.

(4) Such other information as the House shall prescribe by its rules.

(b) The Chief Clerk shall make available to each House employe covered under this act, a copy of that portion of the handbook set forth in section 21.1(e) which deals with personnel policies and procedures. Any changes to the portion dealing with personnel policies and procedures shall likewise be made available to each House employe.

(21.7 added Dec. 10, 1979, P.L.488, No.104)

Section 21.8. The comptroller shall be the chief fiscal officer of the House; shall prepare all payrolls; and shall pre-audit all vouchers submitted for reimbursement from any House Appropriation Account. All such vouchers submitted for reimbursement shall be matters of public record, shall be open for public inspection during normal business hours and copies of which shall be available at cost.

(21.8 added Dec. 10, 1979, P.L.488, No.104)

Section 21.9. The Bi-partisan Management Committee shall establish and may modify, from time to time, a plan of organization for its own staff and all employes under the jurisdiction of the Chief Clerk and the comptroller; such plans shall contain the matters set forth in section 21.4(b). Within the limits of available appropriations and subject to the uniform rules and regulations authorized under section 21.2 the Chief Clerk and the comptroller shall have full control of their respective employes.

(21.9 added Dec. 10, 1979, P.L.488, No.104)

Section 21.10. Neither the Chief Clerk, the comptroller, nor any employe of either office shall during such person's employment under this act:

- (1) Be a candidate for any public office.
- (2) Participate actively in any campaign for public office.
- (3) Be an officer or a member of any partisan political committee.
- (4) Perform or be assigned to perform duties except for the office by whom they are employed.

(21.10 added Dec. 10, 1979, P.L.488, No.104)

Section 21.11. All officers and employes of the House shall be full-time employes except as specifically authorized by the Bi-partisan Management Committee. A copy of all contracts for contract services to the House by any person, agency or entity shall, within five days of execution be submitted to the Bi-partisan Management Committee.

(21.11 added Dec. 10, 1979, P.L.488, No.104)

Section 21.12. (a) The Chief Clerk in office at the time this act becomes effective shall continue in office at the then current salary until the first Tuesday in January of 1981 unless sooner replaced by the selection and confirmation of a successor as herein provided or unless sooner removed by a majority vote of all the members of the House of Representatives.

(b) The Secretary in office at the time this act becomes effective shall continue in office at the then current salary until otherwise determined by the Bi-partisan Management Committee and shall have such employes at such compensation as shall be determined by the Bi-partisan Management Committee.

(21.12 added Dec. 10, 1979, P.L.488, No.104)

Section 21.13. If any vacancy shall occur during the recess of the Legislature in the office of the Speaker of the House of Representatives, the duties of said office shall be performed by the Majority Leader of the House of Representatives.

(21.13 added Dec. 10, 1979, P.L.488, No.104)

Section 22. (22 repealed Dec. 10, 1979, P.L.488, No.104)

Section 23. (23 repealed Dec. 10, 1979, P.L.488, No.104)
Section 24. (24 repealed Dec. 10, 1979, P.L.488, No.104)
Section 25. (25 repealed Dec. 10, 1979, P.L.488, No.104)
Section 26. (26 repealed Dec. 10, 1979, P.L.488, No.104)
Section 27. (27 repealed Dec. 10, 1979, P.L.488, No.104)
Section 28. (28 repealed Dec. 10, 1979, P.L.488, No.104)
Section 29. (29 repealed Dec. 10, 1979, P.L.488, No.104)
Section 30. (30 repealed Dec. 10, 1979, P.L.488, No.104)
Section 31. (31 repealed Dec. 10, 1979, P.L.488, No.104)
Section 32. (32 repealed Dec. 10, 1979, P.L.488, No.104)
Section 33. (33 repealed Dec. 10, 1979, P.L.488, No.104)
Section 33.1. (33.1 repealed Dec. 10, 1979, P.L.488, No.104)
Section 33.2. (33.2 repealed Dec. 10, 1979, P.L.488, No.104)
Section 33.3. (33.3 repealed Dec. 10, 1979, P.L.488, No.104)
Section 34. (34 repealed Oct. 25, 1979, P.L.235, No.75)
Section 35. (35 repealed Dec. 10, 1979, P.L.488, No.104)

ARTICLE III
Provisions Applicable to Both Senate and
House of Representatives

Section 41. (a) ((a) repealed July 12, 1981, P.L.266, No.90)

(b) The officers and employees of the Senate and of the House of Representatives authorized by this act shall be severally sworn before entering upon their duties. All officers and employees who are paid annual salaries shall be in attendance at all times the General Assembly is in session and shall be available for the performance of the work of the General Assembly at all other times.

(c) All officers and employees who are paid a specified sum for each regular session and a per diem rate of pay for each special or extraordinary session shall be in attendance at all times the General Assembly is convened in regular session and as the special or extraordinary sessions shall be subject to call in the same way as other per diem employees.

(d) All per diem employees shall be in attendance at all times the General Assembly is in regular session and shall be paid only for the number of days beginning with the day such employe was sworn and actually entered upon the duties of his employment until the last day of the regular session for which he was appointed. The President pro tempore of the Senate as to the per diem employees of the Senate and the Chief Clerk of the House of Representatives as to per diem employees of the House may, in writing, direct any per diem employe of the Senate or of the House of Representatives, as the case may be, to report for duty at any other time, in which event, such employe shall be paid for the number of days beginning with the day on which he actually reports for duty and ending with the day on which his services terminate.

(e) All compensation payable to officers and employees under the provisions of this act shall be payable either semi-monthly on the fifteenth day and the last day of each month or on Thursday of every other week, or if Thursday is a holiday on the preceding day, on requisition of the Chief Clerk of the Senate or of the House of Representatives, as the case may be, pursuant to certification of the officer under whose direction and control the officer or employe shall be. ((e) amended June 23, 1978, P.L.534, No.91)

Compiler's Note: Section 4 of Act 104 of 1979 provided that section 41 is repealed insofar as it relates to the House of Representatives.

Section 42. The Secretary of the Senate and the Chief Clerk of the House of Representatives, acting jointly, shall appoint one legislative printing clerk at an annual salary of ten thousand dollars (\$10,000) who shall serve until his successor is appointed and qualified and whose duty it shall be to order upon requisition of the Secretary of the Senate or the Chief Clerk of the House of Representatives all printing requested by the Legislature and to deliver such printing to the Legislature as it is needed. Such printing shall be performed under contract to be given to the lowest responsible bidder and the Secretary of the Senate for Senate printing and the Chief Clerk of the House of Representatives for House of Representatives printing shall have the power to enter into such contracts directly without the intervention of any State department or agency, subject, however, to the approval of the Governor, Auditor General and State Treasurer.

Section 43. The Secretary of the Senate and the Chief Clerk of the House of Representatives, acting jointly shall appoint a registered nurse to serve as legislative nurse at an annual salary of seven thousand eight hundred dollars (\$7,800) who shall serve until her successor is appointed and qualified. She shall have charge of a first-aid room which shall be located in the quarters presently occupied for that purpose.

Section 44. The President Pro Tempore of the Senate and the Chief Clerk of the House of Representatives acting jointly shall appoint three security officers at an annual salary of six thousand dollars (\$6,000).

Section 45. (45 repealed July 12, 1981, P.L.266, No.90)

Section 46. All vacancies that may occur or exist by death, resignation or otherwise, of any of the officers or employees provided for by this act during any regular, special or extraordinary session of the Legislature shall be filled by election or appointment as provided for in this act. If any vacancy shall occur during the recess of the Legislature in the Office of President pro tempore of the Senate or of the Speaker of the House of Representatives, the duties of said office shall be performed by the Majority Leader of the Senate or of the House of Representatives, as the case may be.

All other vacancies that may occur during the recess among the elective officers or employees of the Senate or of the House of Representatives shall be filled by appointment by the President pro tempore of the Senate or by the Speaker of the House of Representatives until the next regular, special or extraordinary session of the Legislature. Vacancies occurring at any time among appointive officers and employees shall be filled by the respective officers authorized to appoint said officers or employees.

Compiler's Note: Section 4 of Act 104 of 1979 provided that section 46 is repealed insofar as it relates to the House of Representatives.

Section 47. All offices and positions of employment in both the Senate and the House of Representatives, heretofore provided for by law, and for which no provision is made by this act, are hereby abolished.

Section 48. No appropriation, heretofore made to pay the salary or per diem compensation of any officer or employee of the Senate or of the House of Representatives whose office or employment is abolished by this act, shall lapse by reason

thereof, but all sums so appropriated are hereby reappropriated to the Senate or to the House of Representatives, as the case may be, for the purpose of paying the salaries and per diem or other compensations provided for by this act.

Section 49. (49 repealed May 23, 1991, P.L.8, No.5)

Section 49.1. The annual salary of the Director of the Legislative Reference Bureau shall be determined jointly by the President pro tempore of the Senate and the Minority Leader of the Senate and the Speaker of the House of Representatives and the Minority Leader of the House of Representatives.

(49.1 added May 23, 1991, P.L.8, No.5)

Section 50. There shall be compiled, annually, on or prior to the first day of February of each year, a complete list of employes of the Senate and of the House of Representatives. Such list shall include the full name, job title, work address and name of the immediate supervisor of every employe of the Senate and the House of Representatives and shall include such information for every person employed for any period of time during the preceding twelve months. The information required by this section shall also be provided as to every person providing personal services to the House of Representatives or Senate on a contract basis. In the case of persons whose employment or contract was terminated or expired during the prior twelve months, the list shall include the date at which employment or contract status was terminated for each of such persons.

The Chief Clerk of the Senate shall be responsible for compilation of the list of employes of the Senate required by this section and shall mail a copy of the list to each member of the General Assembly. He shall post a copy of the list in his office for a period of thirty days after the date of compilation.

The Chief Clerk of the House of Representatives shall be responsible for compilation of the list of employes of the House of Representatives required by this section and shall mail a copy of the list to each member of the General Assembly. He shall post a copy of the list in his office for a period of thirty days after the date of compilation.

(50 amended June 23, 1978, P.L.534, No.91)

Section 51. In addition to the amounts specified heretofore, each person, other than a member of the General Assembly, whose compensation is fixed in this act, shall be paid an amount equal to ten per cent of the compensation specified, prorated to each pay period, beginning with the pay period during which this amendatory act becomes effective and continuing thereafter.

(51 added Oct. 22, 1969, P.L.276, No.112)

Compiler's Note: Section 4 of Act 104 of 1979 provided that section 51 is repealed insofar as it relates to the House of Representatives.

Section 52. (a) In addition to the amounts specified heretofore in this act or any amendments thereto and subject to the provisions of subsection (b) of this section, each person, other than a member of the General Assembly, whose compensation is fixed in this act, shall be paid an amount to be determined in the following manner:

(1) If the annual compensation such person receives does not exceed ten thousand dollars (\$10,000), such amount shall equal ten per cent of the compensation specified; and

(2) If the annual compensation such person receives exceeds ten thousand dollars (\$10,000), such amount shall equal five per cent of the compensation specified.

Such amount shall be prorated to each pay period, beginning with the pay period during which this amendatory act becomes effective and continuing thereafter, subject, however, to the provision that no such amount shall be paid in violation of Presidential Executive Order 11615, and any subsequent rules and regulations thereto covering the period only from 12:01 A.M. on August 16, 1971 to midnight November 13, 1971.

(b) The provisions of subsection (a) of this section are subject to the condition that such a person be employed for a period of at least six months by either House of the General Assembly to be eligible to receive such amount upon the effective date of this amendatory act. Any person who is an employe, as provided in subsection (a) of this section, who has not been so employed for a period of at least six months upon the effective date of this amendatory act shall become eligible to receive such amount upon the completion of such six-month period of employment.

(52 added Nov. 16, 1971, P.L.543, No.143)

Compiler's Note: Section 4 of Act 104 of 1979 provided that section 52 is repealed insofar as it relates to the House of Representatives.

Section 53. (a) Any person who is an employe under the provisions of section 52 of this act, shall, subject to the recommendation and approval of the authority having the power to employ such person, receive each year a meritorious increment in an amount equal to five per cent of the compensation such person is receiving at the time such increment shall take effect. Such amount shall be prorated to each pay period, beginning with the pay period during which the anniversary date of such employe falls and continuing thereafter.

(b) Those employes who are eligible to receive the increased compensation under the provisions of subsection (a) of section 52 of this act upon the effective date of this amendatory act shall have an anniversary date the same as the effective date of this amendatory act beginning one year thereafter and continuing each year thereafter.

(c) Those employes who are eligible to receive the increased compensation under the provisions of subsection (a) of section 52 of this act at a time after the effective date of this amendatory act upon the completion of the required six-month period of employment shall have an anniversary date the same as the date on which the required six-month period of employment is completed beginning one year thereafter and continuing each year thereafter.

(53 added Nov. 16, 1971, P.L.543, No.143)

Compiler's Note: Section 4 of Act 104 of 1979 provided that section 53 is repealed insofar as it relates to the House of Representatives.

Section 54. (a) In addition to any amounts specified heretofore in this act or any amendments thereto, each person, other than a member of the General Assembly, whose compensation is fixed in this act, shall, subject to the recommendation and approval of the appointing authority having the power to employ such person, receive an amount as a cost-of-living increase equal to five per cent of the compensation such person is receiving on the date such person is recommended to receive such increase. Such amount shall be prorated to each pay period, beginning with the first pay period occurring after such person has been recommended to receive such increase and continuing thereafter.

(b) In addition to any amounts specified heretofore in this act or any amendments thereto, each person, other than a member of the General Assembly, who is an employe under this act, or is an employe of any bureau, board, commission or committee under the joint or several control of the Houses of the General Assembly, shall, receive an amount as a cost-of-living increase equal to six per cent of the compensation such person is receiving on the effective date of this subsection. Such amount shall be prorated to each pay period, commencing with the first pay period occurring after the effective date of this subsection (b) and continuing thereafter.

(54 amended Apr. 4, 1974, P.L.245, No.58)

Compiler's Note: Section 4 of Act 104 of 1979 provided that section 54 is repealed insofar as it relates to the House of Representatives.

Section 55. In addition to any amounts specified heretofore in this act or any amendments thereto, each person, other than a member of the General Assembly, who is an employe under section 52 of this act, shall receive an amount as a cost-of-living increase equal to eight per cent of the compensation such person is receiving on the effective date of this amendatory act. Such amount shall be prorated to each pay period, commencing with the first pay period occurring after the effective date of this amendatory act and continuing thereafter.

(55 added Apr. 17, 1976, P.L.118, No.52)

Compiler's Note: Section 4 of Act 104 of 1979 provided that section 55 is repealed insofar as it relates to the House of Representatives.

Section 56. In addition to any amounts specified heretofore in this act or any amendments thereto, each person other than a member of the General Assembly and other than a person subject to the direction and control of the Bi-partisan Management Committee, whose compensation is fixed in this act, shall receive an amount as a cost-of-living increase equal to seven percent of the compensation such person is receiving on the effective date of this section. Such payment shall be prorated to each pay period, commencing with the first pay period occurring after the effective date of this section and continuing thereafter.

(56 added Dec. 10, 1979, P.L.488, No.104)

ARTICLE IV

Severability, Repeal and Effective Date

Section 61. The provisions of this act shall be severable. If any provision of this act is found by a court of record to be unconstitutional and void, the remaining provisions of the act shall, nevertheless, remain valid, unless the court finds the valid provisions of the act are so essentially and inseparably connected with, and so depend upon the void provision, that it cannot be presumed the General Assembly would have enacted the remaining valid provisions without the void one, or unless the court finds the remaining valid provisions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 62. The act of July 2, 1965 (P.L.176), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the

House of Representatives; providing for their election or appointment, term of office, or of service, removal and manner of filling vacancies; fixing the salary of the Director of the Legislative Reference Bureau; providing for compilation of lists of employes," is repealed absolutely.

All other acts or parts of acts are repealed in so far as they are inconsistent herewith.

Section 63. This act shall take effect immediately.

ARTICLE I

Officers and Employes of the Senate

Compiler's Note: See sections 7, 8 and 9 of Act 90 of 1981 in the appendix to this act, for special provisions relating to continuation in office of Secretary-Parliamentarian and Chief Clerk of the Senate, continuation of current salaries and appropriations.

APPENDIX

Supplementary Provisions of Amendatory Statutes

1981, JULY 12, P.L.266, NO.90

Section 7. The Secretary-Parliamentarian and Chief Clerk of the Senate in office at the time this act becomes effective shall continue in office until the first Tuesday of January 1983, if not sooner removed by a majority vote of all the members of the Senate and shall receive the salaries provided heretofore until such time as the Senate Committee on Management Operations shall determine a salary for the officers.

Compiler's Note: Act 90 added, amended or repealed sections 1, 1.1, 2, 2.1, 2.2, 2.3, 2.4, 2.5, 2.6, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 15.1, 15.2, 15.3, 18, 21.1, 21.2, 41 and 45 of Act 417. Section 8. All employes of the Senate whose salaries were heretofore established pursuant to sections of this act which are repealed by this amendatory act shall continue to receive such compensation and increments as authorized heretofore until such time as a job classification and pay plan shall be adopted as provided herein. Section 9. The appropriations made in any fiscal year to the Senate for "salaries and wages for salaried employes of the Senate and for per diem and session officers and employes including returning officers" remaining unexpended or unencumbered on the effective date of this amendatory act may be transferred in whole or in part by the Senate Committee on Management Operations in its discretion to such Senate appropriations as the committee shall deem necessary to implement the provisions of this act. Such power to transfer appropriations shall be limited to those appropriations already made on the date on which this amendatory act takes effect. All personnel paid heretofore from the appropriation for "salaries and wages for salaried employes of the Senate and for per diem and session officers and employes including returning

officers" and all appropriations remaining unexpended and unencumbered for that purpose are hereby transferred to the positions and to the funds designated by the Senate Committee on Management Operations for the balance of the fiscal year in which this amendatory act takes effect.