

Public Law 95-519  
95th Congress

An Act

To clarify the status of certain legislative and judicial officers under the provisions of title 5, United States Code, relating to annual and sick leave, and for other purposes.

Oct. 25, 1978  
[S. 1626]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 6301(2) of title 5, United States Code, is amended—

Federal employees. Certain legislative and judicial officers, leave status.

(1) by striking out “or” at the end of clause (xi);

(2) by striking out the period at the end of clause (xii) and inserting “; or” in lieu thereof; and

“(3) by adding at the end thereof the following new clause:

“(xiii) an officer in the legislative or judicial branch who is appointed by the President.”.

SEC. 2. Sections 5551(b), 6302(e), and 6306(b) of title 5, United States Code, are each amended by striking out “section 6301(2) (x)-(xii)” each place it appears and inserting “section 6301(2) (x)-(xiii)” in lieu thereof.

SEC. 3. Section 8339(m) of title 5, United States Code, is amended by adding at the end thereof the following new sentence: “For the purpose of this subsection, in the case of any such employee who is excepted from subchapter I of chapter 63 of this title under section 6301(2) (x)-(xiii) of this title, the days of unused sick leave to his credit include any unused sick leave standing to his credit when he was excepted from such subchapter.”.

Retirement, annuity computation. 5 USC 6301 *et seq.*

SEC. 4. (a) The amendments made by the first section and section 2 of this Act shall take effect beginning on the first day of the first applicable pay period beginning on or after the date of the enactment of this Act.

Effective date. 5 USC 5551 note.

(b) The amendment made by section 3 of this Act shall apply only with respect to employees who retire or die on or after the date of the enactment of this Act.

Approved October 25, 1978.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 95-1496 (Comm. on Post Office and Civil Service).

SENATE REPORT No. 95-403 (Comm. on Governmental Affairs).

CONGRESSIONAL RECORD:

Vol. 123 (1977): Sept. 9, considered and passed Senate.

Vol. 124 (1978): Sept. 18, considered and passed House, amended.

Oct. 10, Senate concurred in House amendments.