

103^D CONGRESS
1ST SESSION

S. J. RES. 1

To ensure that the compensation and other emoluments attached to the office of Secretary of the Treasury are those which were in effect on January 1, 1989.

IN THE SENATE OF THE UNITED STATES

JANUARY 5, 1993

Mr. MITCHELL (for Mr. GLENN) (for himself, Mr. ROTH, Mr. PRYOR, Mr. STEVENS, and Mr. GRASSLEY) introduced the following joint resolution; which was read twice, considered, read the third time, and passed

JOINT RESOLUTION

To ensure that the compensation and other emoluments attached to the office of Secretary of the Treasury are those which were in effect on January 1, 1989.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled,*
3 That (a) the compensation and other emoluments attached
4 to the office of Secretary of the Treasury shall be those
5 in effect January 1, 1989, notwithstanding any increase
6 in such compensation or emoluments after that date
7 under—

1 (1) the Ethics Reform Act of 1989 (Public Law
2 101–194) or any other provision of law amended by
3 that Act; or

4 (2) any other provision of law, or provision
5 which has the force and effect of law, that is enacted
6 or becomes effective during the period beginning at
7 noon of January 3, 1989, and ending at noon of
8 January 3, 1995.

9 (b)(1) Any person aggrieved by an action of the Sec-
10 retary of the Treasury may bring a civil action in the Unit-
11 ed States District Court for the District of Columbia to
12 contest the constitutionality of the appointment and con-
13 tinuance in office of the Secretary of the Treasury on the
14 ground that such appointment and continuance in office
15 is in violation of article I, section 6, clause 2, of the Con-
16 stitution. The United States District Court for the Dis-
17 trict of Columbia shall have exclusive jurisdiction over
18 such a civil action, without regard to the sum or value
19 of the matter in controversy.

20 (2) Any claim challenging the constitutionality of the
21 appointment and continuance in office of the Secretary of
22 the Treasury on the ground that such appointment and
23 continuance in office is in violation of article I, section
24 6, clause 2, of the Constitution, in an action brought
25 under paragraph (1) shall be heard and determined by a

1 panel of three judges in accordance with section 2284 of
2 title 28, United States Code. It shall be the duty of the
3 district court to advance on the docket and to expedite
4 the disposition of any matter brought under this sub-
5 section.

6 (3)(A) An appeal may be taken directly to the Su-
7 preme Court of the United States from any interlocutory
8 or final judgment, decree, or order upon the validity of
9 the appointment and continuance in office of the Secretary
10 of the Treasury under article I, section 6, clause 2, of the
11 Constitution, entered in any action brought under this
12 subsection. Any such appeal shall be taken by a notice of
13 appeal filed within 20 days after such judgment, decree,
14 or order is entered.

15 (B) The Supreme Court shall, if it has not previously
16 ruled on the question presented by an appeal taken pursu-
17 ant to subparagraph (A), accept jurisdiction over the ap-
18 peal, advance the appeal on the docket, and expedite the
19 appeal.

20 (c) This joint resolution shall become effective at
21 12:00 p.m., January 20, 1993.

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