

103D CONGRESS
1ST SESSION

S. J. RES. 1

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.

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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—

8 (1) the Ethics Reform Act of 1989 (Public Law

9 101–194) or any other provision of law amended by

10 that Act; or

11 (2) any other provision of law, or provision

12 which has the force and effect of law, that is enacted

13 or becomes effective during the period beginning at

14 noon of January 3, 1989, and ending at noon of

15 January 3, 1995.

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

12 (2) Any claim challenging the constitutionality of the
13 appointment and continuance in office of the Secretary of
14 the Treasury on the ground that such appointment and
15 continuance in office is in violation of article I, section
16 6, clause 2, of the Constitution, in an action brought
17 under paragraph (1) shall be heard and determined by a
18 panel of three judges in accordance with section 2284 of
19 title 28, United States Code. It shall be the duty of the
20 district court to advance on the docket and to expedite
21 the disposition of any matter brought under this sub-
22 section.

23 (3)(A) An appeal may be taken directly to the Su-
24 preme Court of the United States from any interlocutory
25 or final judgment, decree, or order upon the validity of

1 the appointment and continuance in office of the Secretary
2 of the Treasury under article I, section 6, clause 2, of the
3 Constitution, entered in any action brought under this
4 subsection. Any such appeal shall be taken by a notice of
5 appeal filed within 20 days after such judgment, decree,
6 or order is entered.

7 (B) The Supreme Court shall, if it has not previously
8 ruled on the question presented by an appeal taken pursu-
9 ant to subparagraph (A), accept jurisdiction over the ap-
10 peal, advance the appeal on the docket, and expedite the
11 appeal.

12 (c) This joint resolution shall become effective at
13 12:00 p.m., January 20, 1993.

Passed the Senate January 5, 1993.

Attest:

Secretary.