

be repaid to the Treasury out of the migratory bird conservation fund, such repayment shall be made in annual amounts comprising 75 per centum of the moneys accruing annually to such fund. In the event the full amount authorized by the first section of this Act is appropriated prior to the end of the aforesaid fifteen-year period, the repayment of such funds pursuant to this section shall begin with the next full fiscal year: *Provided further*, That no land shall be acquired with moneys from the migratory bird conservation fund unless the acquisition thereof has been approved by the Governor of the State or appropriate State agency."

Approved December 15, 1967.

Public Law 90-206

AN ACT

December 16, 1967
[H. R. 7977]

To adjust certain postage rates, to adjust the rates of basic compensation for certain officers and employees in the Federal Government, and to regulate the mailing of pandering advertisements, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Postal Revenue and Federal Salary Act of 1967".

Postal Revenue
and Federal Salary
Act of 1967.

TITLE I—POSTAL RATES

FIRST-CLASS MAIL

SEC. 101. (a) Sections 4252 and 4253 of title 39, United States Code, are amended to read as follows:

74 Stat. 664.

"§ 4252. Size and weight limits

"The maximum size of first-class mail is one hundred inches in length and girth combined and the maximum weight is seventy pounds.

"§ 4253. Postage rates on first-class mail

"(a) Postage on first-class mail is computed separately on each letter or piece of mail. Except as otherwise provided in this section, the rate of postage on first-class mail weighing thirteen ounces or less is 6 cents for each ounce or fraction of an ounce.

"(b) First-class mail weighing more than thirteen ounces shall be mailed at the rates of postage established by section 4303(d) of this title and shall be entitled to the most expeditious handling and transportation practicable.

Post, p. 614.

"(c) The rate of postage for each single postal card and for each portion of a double postal card, including the cost of manufacture, and for each post card and the initial portion of each double post card conforming to section 4251(c) of this title is 5 cents.

74 Stat. 663.

"(d) The rate of postage on business reply mail is the regular rate prescribed in this section, together with an additional charge thereon

of 2 cents for each piece weighing two ounces or less and 5 cents for each piece weighing more than two ounces. The postage and charge shall be collected on delivery."

74 Stat. 663.

(b) Section 4251 (a) of title 39, United States Code, is amended by striking out "and (4)" and inserting in lieu thereof "(4) bills and statements of account, and (5)".

Repeal.

(c) Subsection (d) of section 4251 of title 39, United States Code, relating to the definition of drop letters, is repealed.

(d) The table of contents of chapter 59 of title 39, United States Code, is amended by striking out—

"4252. Weight limit."

and inserting in lieu thereof—

"4252. Size and weight limits."

AIRMAIL

74 Stat. 665.

SEC. 102. (a) Subsections (a) and (b) of section 4303 of title 39, United States Code, are amended to read as follows:

"(a) Except as provided in section 4304 of this title and subsection (b) of this section, the rate of postage on domestic airmail weighing not more than 7 ounces is 10 cents for each ounce or fraction thereof.

"(b) The rate of postage on each postal card and post card sent as domestic airmail is 8 cents."

(b) Subsection (d) of section 4303 of title 39, United States Code, is amended—

(1) by striking out paragraph (1) and inserting in lieu thereof the following:

"(1) The rates of postage on air parcel post are based on the eight zones described in section 4553, or prescribed pursuant to section 4558, of this title in accordance with the following tables:

	"Zones"					
	Local 1, 2, and 3	4	5	6	7	8
Not over 1 lb.....	\$0.80	\$0.80	\$0.80	\$0.80	\$0.80	\$0.80
Over 1 lb. but not over 1½ lbs.....	.98	1.02	1.07	1.14	1.18	1.24
Over 1½ lbs. but not over 2 lbs.....	1.16	1.23	1.34	1.47	1.55	1.68
Over 2 lbs. but not over 2½ lbs.....	1.40	1.48	1.62	1.79	1.91	2.08
Over 2½ lbs. but not over 3 lbs.....	1.64	1.73	1.90	2.11	2.27	2.48
Over 3 lbs. but not over 3½ lbs.....	1.88	1.98	2.18	2.43	2.63	2.88
Over 3½ lbs. but not over 4 lbs.....	2.12	2.23	2.46	2.75	2.99	3.28
Over 4 lbs. but not over 4½ lbs.....	2.36	2.48	2.74	3.07	3.35	3.68
Over 4½ lbs. but not over 5 lbs.....	2.60	2.73	3.02	3.39	3.71	4.08

74 Stat. 674;
80 Stat. 818,
816.

For each pound or fraction of a pound in excess of five pounds in weight, the additional postage is as follows:

"Zones"	Rate
Local and zones 1, 2, and 3.....	\$0.48
Zone 4.....	.50
Zone 5.....	.56
Zone 6.....	.64
Zone 7.....	.72
Zone 8.....	.80";

(2) by deleting paragraph (2); and

76 Stat. 832.

(3) by striking out in paragraph (5), subparagraphs (B) and (C) and inserting in lieu thereof the following:

80 Stat. 1154.

"(B) second-class publications published once each week or more frequently and featuring principally current news of interest to members of the Armed Forces and the general public which are mailed at or addressed to any such Armed Forces post office (i) in an overseas area designated by the President under section 4169 of this title or (ii) in an isolated, hardship or combat support area overseas, or where adequate surface transportation is not available; and

79 Stat. 1163.

"(C) parcels of any class of mail exceeding five pounds but not exceeding seventy pounds in weight and not exceeding one hundred inches in length and girth combined, including surface-type official mail, which are mailed at or addressed to any such Armed Forces post office where adequate surface transportation is not available."

(c) Section 4303(f) of title 39, United States Code, is amended by striking out "the Virgin Islands or the Canal Zone" wherever appearing therein and inserting in lieu thereof "or the Virgin Islands".

80 Stat. 1155.

(d) Section 4301(2) of title 39, United States Code, is amended by striking out the word "eight" and inserting in lieu thereof the figure "7".

74 Stat. 664.

SECOND-CLASS MAIL PREFERRED RATES

SEC. 103. (a) Section 4358 of title 39, United States Code, is amended—

76 Stat. 832.

(1) by striking out subsection (a) and inserting in lieu thereof the following:

"(a) Except as provided in subsection (b), the rate of postage on publications admitted as second-class mail when addressed for delivery within the county in which they are published and entered is as follows:

"[In cents]"			
	"Mailed during calendar year 1968	Mailed during calendar year 1969	Mailed after Dec. 31, 1969
Rate per pound.....	1.3	1.4	1.5
Minimum charge per piece.....	.2	.2	.2";

(2) by adding at the end thereof the following:

"(d) (1) Except as provided in paragraph (2), the rates of postage on publications mailed in accordance with section 4359(a) of this title, of qualified nonprofit organizations, are as follows:

"[In cents]"						
	"During calendar year 1968	During calendar year 1969	During calendar year 1970	During calendar year 1971	During calendar year 1972	During calendar year 1973 and there- after
Rate per pound:						
Advertising portion:						
Zones 1 and 2.....	2.35	2.9	3.45	4.0	4.55	5.1
Zone 3.....	2.55	3.3	4.05	4.8	5.55	6.3
Zone 4.....	2.95	4.1	5.25	6.4	7.55	8.7
Zone 5.....	3.35	4.9	6.45	8.0	9.55	11.1
Zone 6.....	3.5	5.2	6.9	8.6	10.3	12.0
Zone 7.....	3.5	5.2	6.9	8.6	10.3	12.0
Zone 8.....	3.5	5.2	6.9	8.6	10.3	12.0
Nonadvertising portion.....	1.9	2.0	2.1	2.1	2.1	2.1
Minimum charge per piece.....	.13	.15	.2	.2	.2	.2

"(2) The postage on an issue of a publication referred to in paragraph (1), the advertising portion of which does not exceed 10 per centum of such issue, shall be computed without regard to the rates applicable to the advertising portion prescribed in such paragraph.

"(e) The postage on classroom publications, mailed in accordance with section 4359(a) of this title, is 60 per centum of the postage computed in accordance with section 4359(b) of this title.

"(f) The postage shall be 4.2 cents per pound on the advertising portion of publications (1) which are mailed for delivery in zones 1 and 2 in accordance with section 4359(a) of this title, (2) which are devoted to promoting the science of agriculture, and (3) when the total number of copies of the publications furnished during any twelve-month period to subscribers residing in rural areas consists of at least 70 per centum of the total number of copies distributed by any means for any purpose.

"(g) In lieu of the minimum charge per piece prescribed by section 4359(b) of this title, the minimum charge per piece for publications (other than publications to which subsections (d) and (e) of this section are applicable), when fewer than five thousand copies are mailed outside the county of publication, is 0.6 cent per piece when mailed during the calendar year 1968, 0.7 cent per piece when mailed during the calendar year 1969, and 0.8 cent per piece when mailed thereafter.

"(h) The publisher of a classroom publication, of a publication referred to in subsection (f) of this section, or of a publication of a nonprofit organization, before being entitled to the rates for the publications, shall furnish such proof of qualifications as the Postmaster General prescribes.

74 Stat. 669.

Post, p. 617.

“(i) For the purposes of the application of this section with respect to each publication having original entry at an independent incorporated city, an incorporated city which is situated entirely within a county, or which is situated contiguous to one or more counties in the same State, but which is politically independent of such county or counties, shall be considered to be within and a part of the county with which it is principally contiguous.

“(j) As used in this section—

Definitions.

“(1) ‘classroom publication’ means a religious, educational, or scientific publication entered as second-class mail and designed specifically for use in classrooms or in religious instruction classes;

“(2) ‘a publication of a qualified nonprofit organization’ means a publication published by and in the interest of one of the following types of organizations or associations if it is not organized for profit and none of its net income inures to the benefit of any private stockholder or individual: Religious, educational, scientific, philanthropic, agricultural, labor, veterans’, fraternal, and associations of rural electric cooperatives, program announcements or guides published by an educational radio or television agency of a State or political subdivision thereof or by a nonprofit educational radio or television station, and not to exceed one publication published by the official highway or development agency of a State which meets all of the requirements of section 4354 and which contains no advertising;

74 Stat. 666.

“(3) ‘zones’ means the eight zones described in section 4553, or prescribed pursuant to section 4558, of this title.”; and

74 Stat. 674;
80 Stat. 818,
816.

(3) by amending the section heading to read as follows:

“§ 4358. Rates of postage; preferred”.

(b) The table of contents of chapter 63 of title 39, United States Code, is amended by striking out—

“4358. Postage rates within county of publication.”

and inserting in lieu thereof—

“4358. Rates of postage; preferred.”.

SECOND-CLASS MAIL REGULAR RATES

SEC. 104. (a) Section 4359 of title 39, United States Code, is amended—

74 Stat. 669.

(1) by striking out subsections (b), (c), (d), and (e) and inserting in lieu thereof the following:

“(b) Except as otherwise provided in this section and section 4358 of this title, the rates of postage on publications mailed in accordance with subsection (a) are as follows:

“[In cents]

	“Mailed during calendar year 1968	Mailed during calendar year 1969	Mailed after Dec. 31, 1969
Rate per pound:			
Advertising portion:			
Zones 1 and 2.....	4.6	4.9	5.2
Zone 3.....	5.7	6.0	6.4
Zone 4.....	7.8	8.3	8.8
Zone 5.....	9.9	10.5	11.1
Zone 6.....	12.0	12.8	13.6
Zone 7.....	12.8	13.7	14.5
Zone 8.....	15.0	16.0	17.0
Nonadvertising portion.....	3.0	3.2	3.4
Minimum charge per piece.....	1.1	1.2	1.3.

74 Stat. 668;
Ante, p. 615.

"(c) For the purpose of this section and section 4358 of this title, the portion of a publication devoted to advertisements shall include all advertisements inserted in the publication and attached permanently thereto.

72 Stat. 763.

"(d) (1) Publications mailed in accordance with subsection (a), upon request by the publisher or news agent, may be transported by air on a space-available basis, on scheduled United States air carriers at rates fixed and determined by the Civil Aeronautics Board in accordance with section 406 of the Federal Aviation Act of 1958 (49 U.S.C. 1376). The Postmaster General may authorize the transportation of publications by air pursuant to this subsection only when such transportation does not impede the transportation of airmail, air parcel post, or air transportation of first-class mail on a space-available basis.

"(2) The Postmaster General shall prescribe from time to time charges to be collected for matter transported by air pursuant to this section. The charges—

"(A) shall be in addition to the payment of lawfully required postage;

"(B) may not be adjusted more frequently than once every two years; and

"(C) when prescribed or adjusted, shall equal, as nearly as practicable, the amount by which the allocated cost incurred by the Department for the delivery of such matter by air is in excess of the allocated cost which would have been incurred by the Department had such matter been delivered by surface transportation, but the total of such charges and the lawfully required postage shall not be less than 4 cents per piece.

"Zones."

74 Stat. 674.
80 Stat. 816.

"(e) As used in this section the term 'zones' means the eight zones described in section 4553, or prescribed pursuant to section 4558, of this title."; and

(2) by amending the section heading to read as follows:

"§ 4359. Rates of postage; regular".

(b) The table of contents of chapter 63 of title 39, United States Code, is amended by striking out—

"4359. Postage rates beyond county of publication."

and inserting in lieu thereof—

"4359. Rates of postage; regular."

74 Stat. 670.

(c) Subsection (b) of section 4365 of title 39, United States Code, is amended by striking out "bills,".

76 Stat. 1144.

(d) Section 4369(a) (4) of title 39, United States Code, is amended by striking out ": *Provided, however,* That trade publications serving the performing arts need only to furnish such information to the Postmaster General".

SECOND-CLASS TRANSIENT MAIL

74 Stat. 670.

SEC. 105. Section 4362 of title 39, United States Code, is amended by striking out "four cents" and inserting in lieu thereof "5 cents".

CONTROLLED CIRCULATION PUBLICATIONS

74 Stat. 672.

SEC. 106. Section 4422 of title 39, United States Code, is amended to read as follows:

"§ 4422. Rates of postage

"The rates of postage on controlled circulation publications found by the Postmaster General to meet the definition contained in section

4421 of this title when mailed in the manner prescribed by the Postmaster General are as follows:

74 Stat. 672.

"[In cents]"			
	"Mailed during calendar year 1968"	Mailed during calendar year 1969	Mailed after Dec. 31, 1969
Rate per pound.....	14.0	14.5	15.0
Minimum charge per piece.....	1.9	2.9	3.8"

THIRD-CLASS MAIL

SEC. 107. (a) Subsections (a) and (b) of section 4452 of title 39, United States Code, are amended to read as follows:

76 Stat. 834.

"(a) Except as otherwise provided in this section, the postage rates of third-class mail are as follows:

"Type of mailing"	Rates		Unit
	Mailed during cal- endar year 1968	Mailed after June 30, 1969	
(1) Individual piece.....	Cents 6.0 2.0	Cents 6.0 2.0	First 2 ounces or fraction thereof. Each additional ounce or fraction thereof.
(2) Bulk mailings under subsection (e) of this section of—			
(A) Books and catalogs of 24 pages or more, seeds, cuttings, bulbs, roots, scions, and plants.	16.0	16.0	Each pound or fraction thereof.
(B) Other matter.....	22.0	22.0	Do.
(C) Minimum charge of.....	3.6	4.0	Per piece.

After June 30, 1969, in lieu of the minimum charge per piece specified in the foregoing table, a person who mails for himself, or on whose behalf there is a mailing, under subsection (e) of this section, shall pay a minimum charge per piece of 3.8 cents on the first 250,000 pieces mailed during a year. For such purpose, the number of pieces mailed during a year shall be the aggregate of the pieces mailed under item (2) (A), (B), and (C) of the above table.

"(b) Matter mailed in bulk under subsection (e) by qualified non-profit organizations is subject to a minimum charge for each piece equal to 40 per centum of the minimum charge per piece provided in the table under subsection (a), rounded off to the nearest one-tenth cent."

(b) Subsection (b) of section 4451 of title 39, United States Code, relating to mailing certain bills and statements of account as third-class mail, is repealed.

Repeal.
74 Stat. 672.

SPECIAL RATE FOURTH-CLASS MAIL

SEC. 108. (a) Section 4554 of title 39, United States Code, is amended—

76 Stat. 445.

(1) by amending so much of subsection (a) as precedes subparagraph (3) thereof to read as follows:

"(a) Except as provided in subsection (b) of this section, the postage rate is 12 cents for the first pound or fraction thereof and 6 cents for each additional pound or fraction thereof, except that the rate now or hereafter prescribed for third- or fourth-class matter shall apply in every case where such rate is lower than the rate prescribed in this subsection on—

"(1) books, including books issued to supplement other books, consisting wholly of reading matter or scholarly bibliography or

reading matter with incidental blank spaces for notations, and containing no advertising matter other than incidental announcements of books;

"(2) 16-millimeter or narrower width films, and catalogs of such films, except when sent to or from commercial theaters;"

76 Stat. 445.

(2) by striking out in subsection (b)(1) "4 cents for the first pound or fraction thereof and 1 cent for each additional pound or fraction thereof" and inserting in lieu thereof "5 cents for the first pound or fraction thereof and 2 cents for each additional pound or fraction thereof";

(3) by inserting in subsection (b)(1)(B) "museums and herbaria," immediately following "public libraries,";

(4) in subsection (b)(2) by striking out "and" at the end of clause (E); by striking out the period at the end of clause (F) and inserting in lieu thereof "; and"; and by adding at the end of such subsection the following new clause:

"(G) museum materials, specimens, collections, teaching aids, printed matter, and interpretative materials intended to inform and to further the education work and interests of museums and herbaria.";

(5) by inserting in subsection (c) "or narrower width" immediately following "16-millimeter", and "museum materials, specimens, collections, teaching aids, printed matter, and interpretative materials intended to inform and to further the educational work and interests of museums and herbaria," immediately following "sound recordings,"; and

(6) by amending subsection (e) to read as follows:

"(e) Articles may be mailed under this section in quantities of one thousand or more in a single mailing, as defined by the Postmaster General, only in the manner directed by him."

(b) Subparagraph (6) of section 4554(a) of title 39, United States Code, is amended by inserting "playscripts and" immediately following "(6)".

(c) The section heading of section 4554 of title 39, United States Code, is amended to read—

"§ 4554. Books, films, and other materials; preferred rates".

(d) The table of contents of chapter 67 of title 39, United States Code, is amended by striking out—

"4554. Postage rates on books and films."

and inserting in lieu thereof—

"4554. Books, films, and other materials; preferred rates."

KEYS AND OTHER SMALL ARTICLES

74 Stat. 676.

SEC. 109. Subsection (b) of section 4651 of title 39, United States Code, is amended by striking out "6 cents for each two ounces or fraction thereof" and inserting in lieu thereof "14 cents for the first two ounces or fraction thereof, and 7 cents for each additional two ounces or fraction thereof".

SPECIAL HANDLING SERVICE

74 Stat. 687.

SEC. 110. Section 6008 of title 39, United States Code, is amended to read as follows:

"§ 6008. Special handling

"Upon payment of a special handling fee, third-class mail and fourth-class mail are entitled to the most expeditious handling and transportation practicable, but such mail is not required to receive the same handling and transportation as airmail."

SEPARATION BY MAILER OF SECOND-CLASS MAIL

SEC. 111. Section 4363 of title 39, United States Code, is amended to read as follows:

74 Stat. 670.

“§ 4363. Separation by mailer of second-class mail

“The Postmaster General may require publishers and news agents to separate, make up, and address second-class matter in such manner as he directs in accordance with a 5-digit ZIP code system.”.

PRINTING ON SECOND-CLASS COVERS

SEC. 112. Section 4365 of title 39, United States Code, is amended by adding a new subsection to read as follows:

“(d) In addition to other matter authorized by this section to be contained, enclosed, or inserted in second-class mail, there may be included, in accordance with uniform regulations which the Postmaster General shall prescribe, on the envelopes, wrappers, and other covers in which copies of publications are mailed, messages and notices of a civic or public-service nature, if no charge is made for the inclusion of such messages and notices on such envelopes, wrappers, and covers.”.

ADDITIONAL ENTRY POINTS

SEC. 113. Section 4358 of title 39, United States Code, is amended by adding at the end thereof a new subsection to read as follows:

Ante, p. 615.

“(k) The rates of postage prescribed by subsections (a) and (b) of this section shall apply only to mailings within the county in which the publications have original entry.”.

MAIL MATTER FOR BLIND AND OTHER HANDICAPPED PERSONS

SEC. 114. (a) Chapter 69 of title 39, United States Code, is amended by striking out sections 4653 and 4654 thereof and inserting in lieu thereof the following:

76 Stat. 837.

“§ 4653. Matter for blind and other handicapped persons

“(a) The matter described in subsection (b) (other than matter mailed under section 4654 of this title) may be mailed free of postage, if—

“(1) the matter is for the use of the blind or other persons who cannot use or read conventionally printed material because of a physical impairment who are certified by competent authority as unable to read normal reading material in accordance with the provisions of the first section of the Act of July 30, 1966 (Public Law 89-522; 80 Stat. 330);

“(2) no charge, or rental, subscription, or other fee, is required for such matter or a charge, or rental, subscription, or other fee is required for such matter not in excess of the cost thereof;

“(3) the matter may be opened by the Postmaster General for inspection;

“(4) the matter contains no advertising; and

“(5) the matter is mailed subject to size and weight limitations prescribed by the Postmaster General.

“(b) The free mailing privilege provided by subsection (a) is extended to—

“(1) reading matter and musical scores;

“(2) sound reproductions;

“(3) paper, records, tapes, and other material for the production of reading matter, musical scores, or sound reproductions;

“(4) reproducers or parts thereof, for sound reproductions; and

2 USC 135a,
135b.

"(5) Braille writers, typewriters, educational or other materials or devices, or parts thereof, used for writing by, or specifically designed or adapted for use of, a blind person or a person having a physical impairment as described in subsection (a) (1) of this section.

"§ 4654. Unsealed letters sent by blind or physically handicapped persons

Ante, p. 621.

"Unsealed letters sent by a blind person or a person having a physical impairment, as described in section 4653(a) (1) of this title, in raised characters or sightsaving type, or in the form of sound recordings, may be mailed free of postage.

"§ 4655. Markings

"All matter relating to blind or other handicapped persons mailed under section 4653, or section 4654, of this title, shall bear the words 'Free Matter for the Blind or Handicapped', or words to that effect specified by the Postmaster General, in the upper right-hand corner of the address area."

(b) The table of contents of chapter 69 of title 39, United States Code, is amended by striking out—

"4653. Publications for the blind.

"4654. Reproducers and sound reproduction records for the blind."

and inserting in lieu thereof—

"4653. Matter for blind and other handicapped persons.

"4654. Unsealed letters sent by blind or physically handicapped persons.

"4655. Markings."

Repeal.
74 Stat. 672.

(c) Section 4451(d) of title 39, United States Code, is repealed.

PERMISSIBLE ENCLOSURES FOR FOURTH-CLASS MAIL

76 Stat. 102.

SEC. 115. Section 4555(a) of title 39, United States Code, is amended—

(1) by striking out "and" at the end of clause (9);

(2) by striking out the period at the end of clause (10) and inserting in lieu thereof "; and"; and

(3) by adding at the end thereof:

"(11) invoices, whether or not also serving as bills, if they relate solely to the matter with which they are mailed."

REIMBURSEMENT OF THE POSTAL SERVICE OF THE CANAL ZONE

74 Stat. 659;
79 Stat. 1163.

SEC. 116. (a) Chapter 57 of title 39, United States Code, is amended by adding at the end thereof the following new section:

"§ 4170. Mailing privilege of members of United States Armed Forces and of friendly foreign nations in the Canal Zone

79 Stat. 1163;
Ante, p. 615.
Post, p. 623.

"(a) For the purposes of sections 4169(a), 4303(d) (5), and 4560 of this title, each post office in the Canal Zone postal service, to the extent that it provides mail service for members of the United States Armed Forces and of friendly foreign nations, shall be considered to be an Armed Forces post office established under section 705(d) of this title.

77 Stat. 462.

"(b) The Department of Defense shall reimburse the postal service of the Canal Zone, out of any appropriations or funds available to the Department of Defense, as a necessary expense of the appropriations

or funds and of the activities concerned, the equivalent amount of postage due, and sums equal to the expenses incurred by, the postal service of the Canal Zone, as determined by the Governor of the Canal Zone, for matter sent in the mails, and in providing air transportation of mail, under such sections.”

(b) The table of contents of chapter 57 of title 39, United States Code, is amended by adding—

74 Stat. 659.

“4170. Mailing privilege of members of United States Armed Forces and of friendly foreign nations in the Canal Zone.”

immediately below—

“4169. Mailing privilege of members of United States Armed Forces and of friendly foreign nations.”

PARCEL AIRLIFT

SEC. 117. (a) Chapter 67 of title 39, United States Code, is amended by adding at the end thereof the following new section:

74 Stat. 673;
80 Stat. 815.

“§ 4560. Air transportation of parcels mailed at or addressed to Armed Forces post offices

“Any parcel, other than a parcel mailed airmail or as air parcel post, not exceeding thirty pounds in weight and sixty inches in length and girth combined, which is mailed at or addressed to any Armed Forces post office established under section 705(d) of this title shall be transported by air on a space available basis, on scheduled United States air carriers at rates fixed and determined by the Civil Aeronautics Board in accordance with section 406 of the Federal Aviation Act of 1958 (49 U.S.C. 1376), upon payment, in addition to the regular surface rate of postage, of a special fee to be prescribed by the Postmaster General for such transportation by air. Whenever adequate service by scheduled United States air carriers is not available to provide transportation of mail matter by air in accordance with the foregoing provisions of this section, the transportation of such mail matter may be authorized by aircraft other than scheduled United States air carriers.”

77 Stat. 462.

72 Stat. 763.

(b) The table of contents of such chapter 67 is amended by inserting at the end thereof—

“4560. Air transportation of parcels mailed at or addressed to Armed Forces post offices.”

SOLICITATIONS IN GUISE OF BILLS OR STATEMENTS OF ACCOUNT

SEC. 118. (a) Section 4001 of title 39, United States Code, relating to nonmailable matter, is amended by adding at the end thereof the following new subsection:

74 Stat. 654.

“(c) Matter otherwise legally acceptable in the mails which—

“(1) is in the form of, and reasonably could be interpreted or construed as, a bill, invoice, or statement of account due; but

“(2) constitutes, in fact, a solicitation for the order by the addressee of goods or services, or both;

is nonmailable matter, shall not be carried or delivered by mail, and shall be disposed of as the Postmaster General directs, unless such matter bears on its face, in conspicuous and legible type in contrast by typography, layout, or color with other printing on its face, in accordance with regulations which the Postmaster General shall prescribe—

“(A) the following notice: ‘This is a solicitation for the order of goods and/or services and not a bill, invoice, or state-

ment of account due. You are not under obligation to make any payments on account of this offer unless you accept this offer.”; or

“(B) in lieu thereof, a notice to the same effect in words which the Postmaster General may prescribe.”

(b) The amendment made by this section shall become effective with respect to matter mailed on or after the ninetieth day following the effective date of this section.

EFFECTIVE DATE

SEC. 119. This title shall become effective on January 7, 1968.

CONFORMING AMENDMENTS

Repeal.

76 Stat. 836.

74 Stat. 600.

SEC. 120. (a) (1) Subparagraph (A) of section 2303(a) (1) of title 39, United States Code, is repealed.

(2) Subparagraph (D) of such section is amended to read as follows:

“(D) free postage on reading matter and other articles for the blind and other handicapped persons as provided by sections 4653 and 4654 of this title;”

(3) Subparagraph (I) is amended by striking out “educational”.

(b) Section 4552(c) of such title is amended—

(1) by inserting “and” after the semicolon at the end of paragraph (4);

(2) by striking out “; and” at the end of paragraph (5) and inserting in lieu thereof a period; and

(3) by striking out paragraph (6).

EDUCATIONAL TELEVISION

Ante, pp. 621,

622.

74 Stat. 601.

80 Stat. 818.

SEC. 121. Section 4355(a) of title 39, United States Code, is amended by striking out the period at the end of item (10) and inserting in lieu thereof a semicolon and the word “or”, and by adding after item (10) the following new item:

“(11) program announcements or guides published by an educational radio or television agency of a State or political subdivision thereof or by a nonprofit educational radio or television station.”

UNDELIVERED FIRST CLASS MAIL

74 Stat. 667;

76 Stat. 837.

SEC. 122. Subsection (a) of section 4106 of title 39, United States Code, is amended to read as follows:

“(a) The Postmaster General shall notify the sender or addressee upon request by the sender or addressee, when mail is undelivered as addressed, of the reason for the nondelivery, and in the case of the notice to the sender, the new address of the addressee if known. The Postmaster General shall prescribe a uniform charge to be collected for the service performed pursuant to this subsection.”

TITLE II—FEDERAL SALARY INCREASES

SHORT TITLE

Federal Salary
Act of 1967.

SEC. 201. This title may be cited as the “Federal Salary Act of 1967”.

EMPLOYEES SUBJECT TO THE GENERAL SCHEDULE

SEC. 202. (a) The General Schedule contained in section 5332(a) of title 5, United States Code, is amended to read as follows:

Ante, p. 199.

"GENERAL SCHEDULE"

"Grade"	Annual rates and steps									
	1	2	3	4	5	6	7	8	9	10
GS-1	\$3,776	\$3,902	\$4,028	\$4,154	\$4,280	\$4,406	\$4,532	\$4,658	\$4,784	\$4,910
GS-2	4,108	4,245	4,382	4,519	4,656	4,793	4,930	5,067	5,204	5,341
GS-3	4,466	4,615	4,764	4,913	5,062	5,211	5,360	5,509	5,658	5,807
GS-4	4,995	5,161	5,327	5,493	5,659	5,825	5,991	6,157	6,323	6,489
GS-5	5,565	5,751	5,937	6,123	6,309	6,495	6,681	6,867	7,053	7,239
GS-6	6,137	6,342	6,547	6,752	6,957	7,162	7,367	7,572	7,777	7,982
GS-7	6,734	6,959	7,184	7,409	7,634	7,859	8,084	8,309	8,534	8,759
GS-8	7,384	7,630	7,876	8,122	8,368	8,614	8,860	9,106	9,352	9,598
GS-9	8,054	8,323	8,592	8,861	9,130	9,399	9,668	9,937	10,206	10,475
GS-10	8,821	9,115	9,409	9,703	9,997	10,291	10,585	10,879	11,173	11,467
GS-11	9,657	9,979	10,301	10,623	10,945	11,267	11,589	11,911	12,233	12,555
GS-12	11,461	11,843	12,225	12,607	12,989	13,371	13,753	14,135	14,517	14,899
GS-13	13,507	13,957	14,407	14,857	15,307	15,757	16,207	16,657	17,107	17,557
GS-14	15,841	16,369	16,897	17,425	17,953	18,481	19,009	19,537	20,065	20,593
GS-15	18,404	19,017	19,630	20,243	20,856	21,469	22,082	22,695	23,308	23,921
GS-16	20,982	21,681	22,380	23,079	23,778	24,477	25,176	25,875	26,574	-----
GS-17	23,788	24,581	25,374	26,167	26,960	-----	-----	-----	-----	-----
GS-18	27,055	-----	-----	-----	-----	-----	-----	-----	-----	-----

(b) Except as provided in section 5303 of title 5, United States Code, the rates of basic pay of officers and employees to whom the General Schedule set forth in the amendment made by subsection (a) of this section applies shall be initially adjusted as of the effective date of this section, as follows:

80 Stat. 458.

(1) If the officer or employee is receiving basic pay immediately prior to the effective date of this section at one of the rates of a grade in the General Schedule, he shall receive a rate of basic pay at the corresponding rate in effect on and after such date.

(2) If the officer or employee is receiving basic pay immediately prior to the effective date of this section at a rate between two rates of a grade in the General Schedule, he shall receive a rate of basic pay at the higher of the two corresponding rates in effect on and after such date.

(3) If the officer or employee is receiving basic pay immediately prior to the effective date of this section at a rate in excess of the maximum rate for his grade, he shall receive (A) the maximum rate for his grade in the new schedule, or (B) his existing rate of basic pay increased by 4.5 per centum, rounded to the next highest dollar, if such existing rate as so increased is higher.

(4) If the officer or employee, immediately prior to the effective date of this section, is receiving, pursuant to section 2(b) (4) of the Federal Employees Salary Increase Act of 1955, an existing aggregate rate of pay determined under section 208(b) of the Act of September 1, 1954 (68 Stat. 1111), plus subsequent increases authorized by law, he shall receive an aggregate rate of pay equal to the sum of his existing aggregate rate of pay on the day preceding the effective date of this section, plus the amount of increase made by this section in the maximum rate of his grade, until (i) he leaves his position, or (ii) he is entitled to receive aggregate pay at a higher rate by reason of the operation of this Act or any other provision of law; but, when such position becomes vacant, the aggregate rate of pay of any subsequent appointee thereto shall be fixed in accordance with applicable provisions of law. Subject to clauses (i) and (ii) of the immediately preceding sentence of this subparagraph, the amount of the increase provided by this section shall be held and considered for the purposes of section 208(b) of the Act of September 1, 1954, to constitute a part of the existing rate of pay of the employee.

69 Stat. 173.

5 USC 113 note.

5 USC 926 note.

68 Stat. 1111.

(5) If the officer or employee, at any time during the period beginning on the effective date of this section and ending on the

Ante, p. 199.

date of enactment of this title, was promoted from one grade under the General Schedule contained in section 5332 (a) of title 5, United States Code, to another such grade at a rate which is above the minimum rate thereof, his rate of basic pay shall be adjusted retroactively from the effective date of this section to the date on which he was so promoted, on the basis of the rate which he was receiving during the period from such effective date to the date of such promotion and, from the date of such promotion, on the basis of the rate for that step of the appropriate grade of the General Schedule contained in the amendment made by subsection (a) of this section which corresponds numerically to the step of the grade of the General Schedule to which such officer or employee was promoted as in effect (without regard to this title) at the time of such promotion.

(6) If the officer or employee, at any time during the period beginning on the effective date of this section and ending on the date of enactment of this title, became subject to the General Schedule and his rate of basic pay was set above the minimum rate of the grade on the basis of a previously earned rate above such minimum rate, his rate of basic pay shall be adjusted retroactively to the date on which he became subject to the General Schedule on the basis of the rate of the appropriate grade of the General Schedule contained in this section which corresponds numerically to the rate of the grade at which the pay of such officer or employee was set at the time he became subject to the General Schedule.

LIMITATION ON NUMBERS OF CERTAIN POSTAL POSITIONS

76 Stat. 858.

SEC. 203. Section 3301 of title 39, United States Code, is amended by striking out "salary levels 19 and 20" and inserting in lieu thereof "salary levels 20 and 21".

CHANGES IN KEY POSITIONS IN POSTAL FIELD SERVICE

74 Stat. 616.

SEC. 204. (a) That part of chapter 45 of title 39, United States Code, under the heading "POSITIONS" is amended by striking out section 3512 and inserting in lieu thereof the following new sections:

"§ 3512. Positions in salary level 1

"Cleaner. (KP-51)

"(1) **Basic function.**—Performs a variety of light cleaning and housekeeping tasks in connection with the custodial maintenance of a postal installation.

"(2) **Duties and responsibilities.**—

"(A) Sweeps, mops, dusts, washes, and otherwise performs light cleaning and housekeeping tasks to maintain offices, wash-rooms, lobbies, corridors, stairways, and other areas of the building in neat and orderly condition.

"(B) Performs such duties as dusting, waxing, and polishing office furniture, sweeping and mopping floors, vacuuming rugs, emptying wastebaskets and trash, washing interior window and partition glass and fixtures which can be reached without use of ladders or scaffolding.

“(3) **Organizational relationships.**—Reports to a foreman or other designated supervisor.

“§ 3512A. Positions in salary level 2

“**Custodian. (KP-1)**

“(1) **Basic function.**—Performs manual laboring duties in connection with custody of an office or building.

“(2) **Duties and responsibilities.**—

“(A) Performs any combination of the following duties:

- “1. Moves furniture and equipment.
- “2. Uncrates and assembles furniture and fixtures, using bolts and screws for assembly.
- “3. Loads and unloads supplies and equipment.
- “4. Removes trash from work areas, lobbies, and washrooms.
- “5. Tends to lawns, shrubbery, and premises of the post office and cleans ice and snow from the sidewalks and driveways.
- “6. Stacks supplies in storage rooms and on shelves, and completes forms or records as required.

“(B) May perform cleaning duties as assigned.

“(3) **Organizational relationships.**—Reports to a foreman or other designated supervisor.”

(b) Each salary level number in the headings of sections 3513 to 3531, inclusive, of title 39, United States Code, and each other numerical reference to such salary level number in any other provision of such title (including the table of contents of chapter 45) which is not otherwise increased by this title, is increased by 1.

74 Stat. 616-644.

74 Stat. 614.

(c) Each employee in the postal field service on the date of enactment of this title, whose position is placed in salary level 2 of the Postal Field Service Schedule by reason of the enactment of this section and section 205(e)(1) of this title, shall remain in salary level 2 of such schedule so long as he remains in such position or occupies, without break in service of more than thirty days, a position of a comparable level of duties, responsibilities, and work requirements in such salary level. When the employee leaves any such position, the position shall be appropriately ranked in accordance with chapter 45 of title 39, United States Code.

Post, p. 630.

(d) The table of contents of chapter 45 of title 39, United States Code, is amended by inserting—

“3512A. Positions in salary level 2.”

immediately below—

“3512. Positions in salary level 1.”

POSTAL FIELD SERVICE EMPLOYEES

SEC. 205. (a) Section 3542(a) of title 39, United States Code, is amended to read as follows:

80 Stat. 289.

“(a) There are established basic compensation schedules for positions in the postal field service which shall be known as the Postal Field Service Schedules and for which the symbol shall be ‘PFS’. Except as provided in sections 3543 and 3544 of this title, basic com-

Post, pp. 628, 629.

"RURAL CARRIER SCHEDULE II

"[To be effective on the first day of the first pay period beginning on or after July 1, 1968]

	"Per annum rates and steps											
	1	2	3	4	5	6	7	8	9	10	11	12
Fixed compensation.....	\$2,668	\$2,804	\$2,940	\$3,076	\$3,212	\$3,348	\$3,484	\$3,620	\$3,756	\$3,892	\$4,028	\$4,164
For each mile up to 30 miles of route.....	99	101	103	105	107	109	111	113	115	117	119	121
For each mile of route over 30.....	25	25	25	25	25	25	25	25	25	25	25	25".

(c) Section 3544 of title 39, United States Code, is amended to read as follows:

74 Stat. 647.

"§ 3544. Compensation of postmasters at fourth-class offices

"(a) The Postmaster General shall—

"(1) rank each position of postmaster at a post office of the fourth class in salary level 6 of the Postal Field Service Schedule; and

Ante, p. 628.

"(2) establish, and adjust from time to time, the annual rate of basic compensation, for each such position of postmaster so ranked, in an amount which bears the same ratio to the annual rate of basic compensation for full-time service in a position (other than postmaster at a post office of the fourth class) in the same step of salary level 6 of such schedule, as the average number of hours of service per day which the Postmaster General determines necessary to be performed by such postmaster to operate the post office, in the light of the postal needs of the patrons of the office, bears to the total number of hours per day of such full-time service.

Actions and determinations by the Postmaster General under this subsection shall be final and conclusive until changed by him.

"(b) A person who performs the duties of postmaster at a post office of the fourth class where there is a vacancy, or during the absence of the postmaster on sick or annual leave or leave without pay, shall be compensated at the rate of basic compensation for step 1 of salary level 6 of the Postal Field Service Schedule, determined under subsection (a) of this section.

"(c) When required by the Postmaster General, a postmaster at a fourth-class office shall, and any other postmaster in PFS level 6 when permitted by the Postmaster General may, furnish quarters, fixtures, and equipment for an office on an allowance basis. The allowance for this purpose shall be an amount equal to 15 per centum of the basic compensation for step 1 of salary level 6 of the Postal Field Service Schedule, determined under subsection (a) of this section."

"(d) Each postmaster at a post office of the fourth class on the effective date of Postal Field Service Schedule I shall be placed in salary level 6 of the Postal Field Service Schedule at the lowest step which provides a rate, determined under section 3544(a) of title 39, United States Code, which is at least equal to his rate of basic compensation in effect immediately prior to such effective date plus 6 per centum thereof. If there is no such step in salary level 6, he is entitled to his rate of basic compensation in effect immediately prior to such effective date plus 6 per centum thereof. For the purposes of this subsection, basic compensation in effect immediately prior to the effective date of Postal Field Service Schedule I shall be determined after giving effect to any change in salary step or revenue units category which would have occurred on the effective date of this section without regard to the enactment of this title.

Supra.

(e) The basic compensation of each employee subject to the Postal Field Service Schedule or the Rural Carrier Schedule immediately prior to the effective date of Postal Field Service Schedule I shall be determined as follows:

(1) Each employee subject to the Postal Field Service Schedule shall be assigned to the same numerical step for his position, placed in the next higher salary level, which he had attained immediately prior to such effective date.

(2) Each employee subject to the Rural Carrier Schedule shall be assigned to the same numerical step for his position which he had attained immediately prior to such effective date.

(3) If changes in levels or steps would otherwise occur on such effective date without regard to enactment of this Act, such changes shall be deemed to have occurred prior to conversion.

(4) If the existing basic compensation is greater than the rate to which the employee is converted under paragraph (1) or (2) of this subsection, the employee shall be placed in the lowest step which exceeds his basic compensation. If the existing basic compensation exceeds the maximum step of his position, his existing basic compensation increased by 6 per centum, rounded to the next highest dollar, shall be established as his basic compensation.

(f) The advancement of any employee to a higher salary level of the Postal Field Service Schedule by reason of the enactment of this section shall not be deemed to be an equivalent increase within the meaning of section 3552(a) of title 39, United States Code.

(g) The basic compensation of each employee subject to the Postal Field Service Schedule or the Rural Carrier Schedule immediately prior to the effective date of Postal Field Service Schedule II shall be determined as follows:

(1) Each employee shall be assigned to the same numerical step for his position which he had attained immediately prior to such effective date. If changes in levels or steps would otherwise occur on such effective date without regard to enactment of this title, such changes shall be deemed to have occurred prior to conversion.

(2) If the existing basic compensation is greater than the rate to which the employee is converted under paragraph (1) of this subsection, the employee shall be placed in the lowest step which exceeds his basic compensation. If the existing basic compensation exceeds the maximum step of his position, his existing basic compensation increased by 5 per centum, rounded to the next highest dollar, shall be established as his basic compensation.

(h) Each employee whose position, by reason of the enactment of this section, is placed in a level of the Postal Field Service Schedule shall be entitled, for purposes of section 3560 of title 39, United States Code, to credit for time served in the postal field service prior to the effective date of this section.

(i) The table of contents of chapter 45 of title 39, United States Code, is amended by striking out—

“3544. Fourth Class Office Schedule.”

and inserting in lieu thereof—

“3544. Compensation of postmasters at fourth-class offices.”.

CONFORMING AMENDMENTS

SEC. 206. (a) Section 3560(a) of title 39, United States Code, is amended by striking out “(3) revenue unit category, with respect to the Fourth Class Office Schedule.” and inserting in lieu thereof “(3) minimum hours of service with respect to postmasters in fourth-class post offices.”

75 Stat. 569;
78 Stat. 408.

(b) Section 3560(f) of title 39, United States Code, is amended by striking out “(1) reductions in class or revenue unit category of any post office, or” and inserting in lieu thereof “(1) reductions in class or revenue units of any post office or in the minimum hours of service for a fourth-class post office, or”.

(c) Subsections (b) and (c) of section 3573 of title 39, United States Code, are amended by striking out “level PFS-10” and “level PFS-11”, wherever appearing therein, and inserting in lieu thereof “level PFS-11” and “level PFS-12”, respectively. Subsection (g) of section 3573 is amended by striking out “PFS-17” and inserting “PFS-18”.

79 Stat. 1114;
80 Stat. 297.

(d) Subsection (a) of section 3575 of title 39, United States Code, is amended by striking out “level PFS-15” and inserting in lieu thereof “level PFS-16”.

79 Stat. 1116.

(e) Any reference to a level of the Postal Field Service Schedule in any order, rule, regulation, or statute (other than title 39, United States Code) which is in effect on the effective date of this section shall be deemed to refer to the next higher level of the Postal Field Service Schedule.

SPECIAL SALARY RATE RANGES

SEC. 207. (a) Section 5303(a) of title 5, United States Code, is amended by striking out “seventh pay rate” and inserting in lieu thereof “maximum pay rate”.

80 Stat. 458.

(b) Section 5303(d) of title 5, United States Code, is amended to read as follows:

“(d) The rate of basic pay established under this section and received by an individual immediately before a statutory increase, which becomes effective prior to, on, or after the date of enactment of the statute, in the pay schedule applicable to such individual of any pay system specified in subsection (a) of this section, shall be initially adjusted, effective on the effective date of the statutory increase, under conversion rules prescribed by the President or by such agency as the President may designate.”

EMPLOYEES IN THE DEPARTMENT OF MEDICINE AND SURGERY OF THE VETERANS' ADMINISTRATION

SEC. 208. Section 4107 of title 38, United States Code, relating to grades and pay scales for certain positions within the Department of Medicine and Surgery of the Veterans' Administration, is amended to read as follows:

80 Stat. 291.

“§ 4107. Grades and pay scales

“(a) The per annum full-pay scale or ranges for positions provided in section 4103 of this title, other than Chief Medical Director, Deputy Chief Medical Director, and Associate Deputy Chief Medical Director, shall be as follows:

78 Stat. 409.

“Section 4103 Schedule

“Assistant Chief Medical Director, \$27,055.

“Medical Director, \$23,788 minimum to \$26,960 maximum.

“Director of Nursing Service, \$18,404 minimum to \$23,921 maximum.

"Director of Chaplain Service, \$18,404 minimum to \$23,921 maximum.

"Chief Pharmacist, \$18,404 minimum to \$23,921 maximum.

"Chief Dietitian, \$18,404 minimum to \$23,921 maximum.

72 Stat. 1244.

"(b) (1) The grades and per annum full-pay ranges for positions provided in paragraph (1) of section 4104 of this title shall be as follows:

"Physician and Dentist Schedule

"Director grade, \$20,982 minimum to \$26,574 maximum.

"Executive grade, \$19,576 minimum to \$25,444 maximum.

"Chief grade, \$18,404 minimum to \$23,921 maximum.

"Senior grade, \$15,841 minimum to \$20,593 maximum.

"Intermediate grade, \$13,507 minimum to \$17,557 maximum.

"Full grade, \$11,461 minimum to \$14,899 maximum.

"Associate grade, \$9,657 minimum to \$12,555 maximum.

"Nurse Schedule

"Assistant Director grade, \$15,841 minimum to \$20,593 maximum.

"Chief grade, \$13,507 minimum to \$17,557 maximum.

"Senior grade, \$11,461 minimum to \$14,899 maximum.

"Intermediate grade, \$9,657 minimum to \$12,555 maximum.

"Full grade, \$8,054 minimum to \$10,475 maximum.

"Associate grade, \$7,033 minimum to \$9,139 maximum.

"Junior grade, \$6,137 minimum to \$7,982 maximum.

"(2) No person may hold the director grade unless he is serving as a director of a hospital, domiciliary, center, or outpatient clinic (independent). No person may hold the executive grade unless he holds the position of chief of staff at a hospital, center, or outpatient clinic (independent), or comparable position.

"(c) Notwithstanding any other provision of law, the per annum salary rate for each individual serving as a director of a hospital, domiciliary, or center who is not a physician shall not be less than the salary rate which he would receive under this section if his service as a director of a hospital, domiciliary, or center had been service as a physician in the director grade. The position of the director of a hospital, domiciliary, or center shall not be subject to chapter 51 and subchapter III of chapter 53 of title 5."

80 Stat. 443,
467.

FOREIGN SERVICE OFFICERS; STAFF OFFICERS AND EMPLOYEES

80 Stat. 292.

SEC. 209. (a) The fourth sentence of section 412 of the Foreign Service Act of 1946, as amended (22 U.S.C. 867), is amended to read as follows: "The per annum salaries of Foreign Service officers within each of the other classes shall be as follows:

"Class 1.....	\$24,944	\$25,776	\$27,055				
"Class 2.....	20,280	20,956	21,632	\$22,308	\$22,984	\$23,660	\$24,335
"Class 3.....	16,616	17,170	17,724	18,278	18,832	19,386	19,940
"Class 4.....	13,507	13,957	14,407	14,857	15,307	15,757	16,207
"Class 5.....	11,120	11,491	11,862	12,233	12,604	12,975	13,346
"Class 6.....	9,267	9,576	9,885	10,194	10,503	10,812	11,121
"Class 7.....	7,816	8,076	8,336	8,596	8,856	9,116	9,376
"Class 8.....	6,734	6,959	7,184	7,409	7,634	7,859	8,084"

(b) The second sentence of subsection (a) of section 415 of such Act (22 U.S.C. 870(a)) is amended to read as follows: "The per annum

salaries of such staff officers and employees within each class shall be as follows:

"Class 1.....	\$16,616	\$17,170	\$17,724	\$18,278	\$18,832	\$19,386	\$19,940	\$20,494	\$21,048	\$21,602
Class 2.....	13,507	13,957	14,407	14,857	15,307	15,757	16,207	16,657	17,107	17,557
Class 3.....	11,120	11,491	11,862	12,233	12,604	12,975	13,346	13,717	14,088	14,459
Class 4.....	9,267	9,576	9,885	10,194	10,503	10,812	11,121	11,430	11,739	12,048
Class 5.....	8,351	8,629	8,907	9,185	9,463	9,741	10,019	10,297	10,575	10,853
Class 6.....	7,524	7,775	8,026	8,277	8,528	8,779	9,030	9,281	9,532	9,783
Class 7.....	6,905	7,135	7,365	7,595	7,825	8,055	8,285	8,515	8,745	8,975
Class 8.....	6,125	6,329	6,533	6,737	6,941	7,145	7,349	7,553	7,757	7,961
Class 9.....	5,575	5,761	5,947	6,133	6,319	6,505	6,691	6,877	7,063	7,249
Class 10.....	4,995	5,161	5,327	5,493	5,659	5,825	5,991	6,157	6,323	6,489

(c) Foreign Service officers, Reserve officers, and Foreign Service staff officers and employees who are entitled to receive basic compensation immediately prior to the effective date of this section at one of the rates provided by section 412 or 415 of the Foreign Service Act of 1946 shall receive basic compensation, on and after such effective date, at the rate of their class determined to be appropriate by the Secretary of State.

80 Stat. 292.
22 USC 867, 870.

AGRICULTURAL STABILIZATION AND CONSERVATION COUNTY COMMITTEE EMPLOYEES

SEC. 210. The rates of pay of persons employed by the county committees established pursuant to section 8(b) of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590h(b)) shall be increased by amounts equal, as nearly as may be practicable, to the increases provided by section 202(a) of this title for corresponding rates of basic pay.

52 Stat. 31;
80 Stat. 293.

SALARY RATES FIXED BY ADMINISTRATIVE ACTION

SEC. 211. (a) The rates of basic pay of United States attorneys and assistant United States attorneys whose annual salaries are fixed pursuant to section 548 of title 28, United States Code, shall be increased, effective on the effective date of section 202 of this title, by amounts equal, as nearly as may be practicable, to the increases provided by section 202(a) of this title for corresponding rates of basic pay.

80 Stat. 618.

(b) Notwithstanding section 3679 of the Revised Statutes, as amended (31 U.S.C. 665), the rates of pay of officers and employees of the Federal Government and of the municipal government of the District of Columbia whose rates of pay are fixed by administrative action pursuant to law and are not otherwise increased by this title are hereby authorized to be increased, effective on the effective date of section 202 of this title, by amounts not to exceed the increases provided by this title for corresponding rates of pay in the appropriate schedule or scale of pay.

(c) Nothing contained in this section shall be held or considered to authorize any increase in the rates of pay of officers and employees whose rates of pay are fixed and adjusted from time to time as nearly as is consistent with the public interest in accordance with prevailing rates or practices.

(d) Nothing contained in this section shall affect the authority contained in any law pursuant to which rates of pay may be fixed by administrative action.

IMPLEMENTATION OF SALARY COMPARABILITY POLICY IN 1968 AND 1969

SEC. 212. In order to complete the implementation of the policy of the Congress set forth in paragraph (2) of section 5301 of title 5, United States Code, the President, after seeking the views of such employee organizations as he considers appropriate and in such manner as he may provide, shall—

80 Stat. 458.

(1) effective on the first day of the first pay period beginning on or after July 1, 1968, adjust the rates of basic pay, basic compensation, and salary, as in effect by reason of the enactment of the provisions of this title other than this section and sections 205, 210, 213, 214, 215, and 219—

(A) by amounts equal, as nearly as may be practicable, to one-half of the amounts by which such rates are exceeded by rates of pay paid for the same levels of work in private enterprise as determined on the basis of the 1967 annual survey conducted by the Bureau of Labor Statistics in accordance with the provisions of section 5302 of title 5, United States Code, or

(B) by 3 per centum, whichever is greater; and

(2) effective on the first day of the first pay period beginning on or after July 1, 1969, adjust the rates he has established under subparagraph (1) of this section, and the rates established by Postal Field Service Schedule II, and Rural Carrier Schedule II (contained in the amendments made by subsections (a) and (b) of section 205), by amounts equal, as nearly as may be practicable, to the amounts by which such rates are exceeded by rates of pay paid for the same levels of work in private enterprise as determined on the basis of the 1968 annual survey conducted by the Bureau of Labor Statistics in accordance with the provisions of section 5302 of title 5, United States Code.

Ante, p. 627.

80 Stat. 458.

Adjustments made by the President under this section shall have the force and effect of statute. The rates of pay of personnel subject to sections 210, 213 (except subsections (d) and (e)), and 214 of this title, and any minimum or maximum rate, limitation, or allowance applicable to any such personnel, shall be adjusted, by amounts which are equal, insofar as practicable and with such exceptions as may be necessary to provide for appropriate relationships between positions, to the amounts of the adjustments made by the President under subparagraphs (1) and (2) of this section, by the following authorities—

(i) the President pro tempore of the Senate, with respect to the United States Senate;

(ii) the Speaker of the House of Representatives with respect to the United States House of Representatives;

(iii) the Architect of the Capitol, with respect to the Office of the Architect of the Capitol;

(iv) the Director of the Administrative Office of the United States Courts, with respect to the judicial branch of the Government; and

(v) the Secretary of Agriculture, with respect to persons employed by the county committees established pursuant to section 8(b) of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590h(b)).

Such adjustments shall be made in such manner as the appropriate authority concerned deems advisable and shall have the force and effect of statute. Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

52 Stat. 31;
80 Stat. 293.

JUDICIAL BRANCH EMPLOYEES

SEC. 213. (a) The rates of basic compensation of officers and employees in or under the judicial branch of the Government whose rates of compensation are fixed by or pursuant to paragraph (2) of subdivision a of section 62 of the Bankruptcy Act (11 U.S.C. 102(a)(2)), section 3656 of title 18, United States Code, the third sentence of section 603, sections 671 to 675, inclusive, or section 604(a)(5), of title 28, United States Code, insofar as the latter section applies to graded positions, are hereby increased by amounts reflecting the respective applicable increases provided by section 202(a) of this title in corresponding rates of compensation for officers and employees subject to section 5332 of title 5, United States Code. The rates of basic compensation of officers and employees holding ungraded positions and whose salaries are fixed pursuant to such section 604(a)(5) may be increased by the amounts reflecting the respective applicable increases provided by section 202(a) of this title in corresponding rates of compensation for officers and employees subject to section 5332 of title 5, United States Code.

60 Stat. 329.
62 Stat. 843.

65 Stat. 725.
62 Stat. 918,
914.
80 Stat. 293.

Ante, p. 625.

(b) The limitations provided by applicable law on the effective date of this section with respect to the aggregate salaries payable to secretaries and law clerks of circuit and district judges are hereby increased by amounts which reflect the respective applicable increases provided by section 202(a) of this title in corresponding rates of compensation for officers and employees subject to section 5332 of title 5, United States Code.

Secretaries and
law clerks.
80 Stat. 1499.

(c) Section 753(e) of title 28, United States Code (relating to the compensation of court reporters for district courts), is amended by striking out the existing salary limitation contained therein and inserting a new limitation which reflects the respective applicable increases provided by section 202(a) of this title in corresponding rates of compensation for officers and employees subject to section 5332 of title 5, United States Code.

Court reporters.
62 Stat. 921;
80 Stat. 294.

(d) The first paragraph of section 603 of title 28, United States Code, relating to the compensation of the Director and the Deputy Director of the Administrative Office of the United States Courts, is amended to read as follows:

78 Stat. 434.

"The salary of the Director shall be the same as the salary of a district judge. The salary of the Deputy Director shall be in the same amount as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5."

Post, p. 638.
78 Stat. 434.

(e) Section 792(b) of title 28, United States Code, is amended by striking out "\$26,000" and inserting in lieu thereof "\$29,000".

LEGISLATIVE BRANCH EMPLOYEES

SEC. 214. (a) Except as otherwise provided in this title, each officer or employee in or under the legislative branch of the Government, whose rate of compensation is increased by section 5 of the Federal Employees Pay Act of 1946, shall be paid additional compensation at the rate of 4.5 per centum of his gross rate of compensation (basic compensation plus additional compensation authorized by law).

60 Stat. 217;
80 Stat. 294.
2 USC 60e-3, 4.

(b) The total annual compensation in effect immediately prior to the effective date of this section of each officer or employee of the House of Representatives, whose compensation is disbursed by the Clerk of the House of Representatives and is not increased by reason of any other provision of this section, shall be increased by 4.5 per centum.

House officers
and employees.

(c) The rates of compensation of employees of the House of Representatives whose compensation is fixed by the House Employees Schedule under the House Employees Position Classification Act (78 Stat. 1079-1084; Public Law 88-652; 2 U.S.C. 291-303), including each employee subject to such Act whose compensation is fixed at a saved rate, are hereby increased by amounts equal, as nearly as may be practicable, to the increases provided by subsection (a) of this section.

(d) Except as provided in the last sentence of section 218(a) of this title, the additional compensation provided by this section shall be considered a part of basic pay for the purposes of subchapter III of chapter 83 of title 5, United States Code, relating to civil service retirement.

(e) The per annum rate of compensation of the Chief of Staff of the Joint Committee on Internal Revenue Taxation shall be the same as the per annum rate of compensation of the Legislative Counsel of the House of Representatives.

(f) This section shall not apply with respect to the compensation of student congressional interns and the compensation of employees whose compensation is fixed by the House Wage Schedule under the House Employees Position Classification Act.

(g) The annual rate of gross compensation of each officer or employee whose compensation is disbursed by the Secretary of the Senate, and the annual rate of gross compensation of each telephone operator on the United States Capitol telephone exchange and each member of the Capitol Police whose compensation is disbursed by the Clerk of the House of Representatives, (1) is increased by 4.5 per centum, and (2) as so increased shall be adjusted, effective the first day of the month following the date of enactment of this Act, to the nearest multiple of \$188.

(h) In any case in which the rate of compensation of any officer, employee, or position, or class of officers, employees, or positions, the compensation for which is disbursed by the Secretary of the Senate, or any minimum or maximum rate with respect to such officer, employee, position, or class is referred to in or provided by statute or Senate resolution, such statutory provision or resolution shall be deemed to refer to the rate which an officer or employee subject to the provisions of subsection (g) receiving such rate immediately prior to the effective date of such subsection would be entitled (without regard to such statutory provision) to receive on and after such date. As used in this subsection and subsection (g), the term "officer" does not include a Senator.

(i) The annual rate of gross compensation of each employee in the office of a Senator shall be adjusted, effective on the first day of the month following the date of enactment of this Act, to the lowest multiple of \$188 which is not lower than the rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act, the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose rate of compensation is adjusted under this subsection shall receive an increase under subsection (g) for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act. No increase shall be paid to any person under subsection (g) for any period prior to the first day of the month following the date of enactment of this Act during which such person was employed in the office of a Senator

80 Stat. 564;
Ante, p. 213.

78 Stat. 1079.
2 USC 291 note.

Employees in
office of
Senator.

(other than the Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased, such notice shall be deemed to have been given. An increase under this subsection in the compensation of an employee in the office of a Senator for any period prior to the first day of the month following the date of enactment of this Act shall be made without regard to the clerk hire allowance of such Senator.

(j) Section 105(a)(1) of the Legislative Branch Appropriation Act, 1968, is amended by striking out "\$180" and inserting in lieu thereof "\$188".

Ante, p. 141.

(k) Section 105(d)(1) of such Act is amended by striking out the table and inserting in lieu thereof the following:

"\$199,280 if the population of his State is less than 3,000,000;
 "\$212,440 if such population is 3,000,000 but less than 4,000,000;
 "\$223,720 if such population is 4,000,000 but less than 5,000,000;
 "\$234,060 if such population is 5,000,000 but less than 7,000,000;
 "\$245,340 if such population is 7,000,000 but less than 9,000,000;
 "\$258,500 if such population is 9,000,000 but less than 10,000,000;
 "\$271,660 if such population is 10,000,000 but less than 11,000,000;
 "\$284,820 if such population is 11,000,000 but less than 12,000,000;
 "\$297,980 if such population is 12,000,000 but less than 13,000,000;
 "\$311,140 if such population is 13,000,000 but less than 15,000,000;
 "\$324,300 if such population is 15,000,000 but less than 17,000,000;
 "\$338,400 if such population is 17,000,000 or more."

(l) Section 105 of such Act is amended by striking out "\$1,080", "\$6,120", "\$10,620", "\$10,800", "\$14,220", "\$14,400", "\$15,660", "\$15,840", "\$18,180", "\$22,320", "\$23,400", and "\$24,480" wherever they appear in such section and inserting in lieu thereof "\$1,128", "\$6,392", "\$11,092", "\$11,280", "\$14,852", "\$15,040", "\$16,356", "\$16,544", "\$18,988", "\$23,312", "\$24,440", and "\$25,568", respectively.

(m) The limitation on gross rate per hour per person provided by applicable law on the effective date of this section with respect to the folding of speeches and pamphlets for the Senate is hereby increased by 4.5 per centum. The amount of such increase shall be computed to the nearest cent, counting one-half cent and over as a whole cent. The provisions of subsection (g) shall not apply to employees whose compensation is subject to such limitation, or to employees referred to in the last proviso in the second paragraph under the heading "SENATE" in the Second Deficiency Appropriation Act, 1948.

62 Stat. 1027.

(n) The first sentence of section 106(b) of the Legislative Branch Appropriation Act, 1963, as amended (2 U.S.C. 60j), is amended by striking out "\$540" and inserting in lieu thereof "\$564".

Ante, p. 143.

(o) Section 5533(c) of title 5, United States Code, is amended to read as follows:

Dual pay.
Ante, p. 143.

"(c)(1) Unless otherwise authorized by law, appropriated funds are not available for payment to an individual of pay from more than one position if the pay of one of the positions is paid by the Secretary of the Senate or the Clerk of the House of Representatives, or one of the positions is under the Office of the Architect of the Capitol, and if—

"(A) the pay of one or more of the positions is fixed at a single gross per annum rate, and the aggregate gross pay from the positions exceeds \$6,256 a year, or

"(B) the pay of each such position is fixed at a basic rate plus additional compensation authorized by law, and the aggregate basic pay of the positions exceeds \$2,000 a year.

"(2) For the purpose of this subsection, 'gross pay' means the annual rate of pay (or equivalent thereof in the case of an individual paid on other than an annual basis) received by an individual, and, in the case of an individual receiving basic pay plus additional compensation provided by law, includes the aggregate amount received as basic and additional compensation, but does not include sums received as premium pay under subchapter V of this chapter."

40 USC 166b-3.

(p) The third paragraph under the heading "Office of the Architect of the Capitol" and the subheading "Salaries" in the Legislative Branch Appropriation Act, 1960 (73 Stat. 407), is amended by striking out "\$7,700" and inserting in lieu thereof "\$8,200".

INCREASES IN BASIC PAY RATES FOR LEVELS III, IV, AND V OF EXECUTIVE SCHEDULE

80 Stat. 460.

SEC. 215. (a) Section 5314 of title 5, United States Code, relating to the basic pay rate for level III of the Executive Schedule, is amended by striking out "\$28,500" and inserting in lieu thereof "\$29,500".

(b) Section 5315 of title 5, United States Code, relating to the basic pay rate for level IV of the Executive Schedule, is amended by striking out "\$27,000" and inserting in lieu thereof "\$28,750".

(c) Section 5316 of title 5, United States Code, relating to the basic pay rate for level V of the Executive Schedule, is amended by striking out "\$26,000" and inserting in lieu thereof "\$28,000".

SALARY INCREASE LIMITATIONS

SEC. 216. Except as provided in sections 213 (d) and (e), 214, 215, and 219, and subject to the operation of section 225 of this title, no rate of compensation shall be increased, by reason of the enactment of this title, to an amount in excess of the salary rate for level V of the Executive Schedule in section 5316 of title 5, United States Code, in effect on or after the first day of the first pay period which begins on or after the date of enactment of this title.

UNCONTROLLABLE OVERTIME DUTY

80 Stat. 487;
Ante, p. 200.

SEC. 217. Section 5545(c)(2) of title 5, United States Code, is amended by striking out "not in excess of 15 percent," and inserting in lieu thereof "not less than 10 percent nor more than 25 percent."

PAYMENT OF RETROACTIVE COMPENSATION

SEC. 218. (a) Retroactive pay, compensation, or salary shall be paid by reason of this title only in the case of an individual in the service of the United States (including service in the Armed Forces of the United States) or the municipal government of the District of Columbia on the date of enactment of this title, except that such retroactive pay, compensation, or salary shall be paid—

(1) to an officer or employee who retired, during the period beginning on the first day of the first pay period which began on or after October 1, 1967, and ending on the date of enactment of this title, for services rendered during such period, and

(2) in accordance with subchapter VIII of chapter 55 of title 5, United States Code, relating to settlement of accounts, for services rendered, during the period beginning on the first day of the first pay period which began on or after October 1, 1967, and ending on the date of enactment of this title, by an officer or employee who died during such period.

80 Stat. 495.

Such retroactive pay, compensation, or salary shall not be considered as basic pay for the purposes of subchapter III of chapter 83 of title 5, United States Code, relating to civil service retirement, or any other retirement law or retirement system, in the case of any such retired or deceased officer or employee.

80 Stat. 564;
Ante, p. 213.

(b) For the purposes of this section, service in the Armed Forces of the United States, in the case of an individual relieved from training and service in the Armed Forces of the United States or discharged from hospitalization following such training and service, shall include the period provided by law for the mandatory restoration of such individual to a position in or under the Federal Government or the municipal government of the District of Columbia.

Armed Forces,
service and
training period.

SALARIES OF LEGISLATIVE OFFICIALS

SEC. 219. Section 203 of the Federal Legislative Salary Act of 1964 (78 Stat. 415) is amended as follows:

(1) in subsection (b), by striking out "\$28,500" and inserting in lieu thereof "\$29,500";

31 USC 42a.

(2) in subsection (c), by striking out "\$27,000" and inserting in lieu thereof "\$28,750";

2 USC 136a;

31 USC 51a;

40 USC 162a;

44 USC 39a.

(3) in subsection (d), by striking out "\$25,500" and inserting in lieu thereof "\$27,500";

2 USC 136a-1;

40 USC 166b;

44 USC 39a.

(4) in subsection (e), by striking out "\$23,500" and inserting in lieu thereof "\$25,000".

40 USC 166b-1.

EFFECTIVE DATES

SEC. 220. (a) Except as otherwise expressly provided, this title shall take effect as follows:

(1) This section and sections 201, 207, 212, 218, 221, 224 (a) and (b), and 225 shall become effective on the date of enactment of this title.

(2) Sections 202, 203, 204, 205, 206, 208, 209, 210, 211, 213 (except subsections (d) and (e)), 214 (except subsections (j), (k), (l), (n), and (o)), and 216 shall become effective as of the beginning of the first pay period which began on or after October 1, 1967.

(3) Sections 213 (d) and (e), 214 (j), (k), (l), (n), and (o), 215, 217, 219, and 224 (c) shall become effective at the beginning of the first pay period which begins on or after the date of enactment of this title.

(4) Sections 222 and 223 shall become effective thirty days after the date of enactment of this title.

(b) For the purposes of determining the amount of insurance for which an individual is eligible under chapter 87 of title 5, United States Code, relating to group life insurance for Federal employees—

80 Stat. 592.

(1) all changes in rates of pay which result from the enactment of this title (except Postal Field Service Schedule II, Rural Carrier Schedule II, and sections 207, 212, 213 (d) and (e), 215, 219, and 225) shall be held and considered to become effective as of the date of such enactment; and

(2) all changes in rates of pay which result from the enactment of section 212 of this title and which take effect retroactively from

the date on which the adjustments thereof are actually ordered under such section, shall be held and considered to become effective on the date on which such adjustments are actually ordered.

EMPLOYMENT OF RELATIVES BY PUBLIC OFFICIALS

80 Stat. 414.

SEC. 221. (a) Chapter 31 of title 5, United States Code, is amended by adding at the end thereof the following new section:

“§ 3110. Employment of relatives; restrictions

Definitions.

“(a) For the purpose of this section—

“(1) ‘agency’ means—

“(A) an Executive agency;

“(B) an office, agency, or other establishment in the legislative branch;

“(C) an office, agency, or other establishment in the judicial branch; and

“(D) the government of the District of Columbia;

“(2) ‘public official’ means an officer (including the President and a Member of Congress), a member of the uniformed service, an employee and any other individual, in whom is vested the authority by law, rule, or regulation, or to whom the authority has been delegated, to appoint, employ, promote, or advance individuals, or to recommend individuals for appointment, employment, promotion, or advancement, in connection with employment in an agency; and

“(3) ‘relative’ means, with respect to a public official, an individual who is related to the public official as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

“(b) A public official may not appoint, employ, promote, advance, or advocate for appointment, employment, promotion, or advancement, in or to a civilian position in the agency in which he is serving or over which he exercises jurisdiction or control any individual who is a relative of the public official. An individual may not be appointed, employed, promoted, or advanced in or to a civilian position in an agency if such appointment, employment, promotion, or advancement has been advocated by a public official, serving in or exercising jurisdiction or control over the agency, who is a relative of the individual.

“(c) An individual appointed, employed, promoted, or advanced in violation of this section is not entitled to pay, and money may not be paid from the Treasury as pay to an individual so appointed, employed, promoted, or advanced.

“(d) The Civil Service Commission may prescribe regulations authorizing the temporary employment, in the event of emergencies resulting from natural disasters or similar unforeseen events or circumstances, of individuals whose employment would otherwise be prohibited by this section.

“(e) This section shall not be construed to prohibit the appointment of an individual who is a preference eligible in any case in which the passing over of that individual on a certificate of eligibles furnished under section 3317(a) of this title will result in the selection for appointment of an individual who is not a preference eligible.”

(b) The analysis of chapter 31 of title 5, United States Code, is amended by adding the following new item at the end thereof:

“3110. Employment of relatives; restrictions.”

80 Stat. 421.

(c) The amendments made by this section do not apply to an appointment, employment, advancement, or promotion made or advocated by a public official of any individual who is a relative of the public official if, prior to the effective date of this section, the individual was appointed by the public official, or received an appointment advocated by the public official, and is serving under the appointment on such effective date.

TRAVEL STATUS

SEC. 222. (a) Section 5542(b) (2) (B) of title 5, United States Code, is amended to read as follows:

80 Stat. 486.

“(B) the travel (i) involves the performance of work while traveling, (ii) is incident to travel that involves the performance of work while traveling, (iii) is carried out under arduous conditions, or (iv) results from an event which could not be scheduled or controlled administratively.”

(b) Section 3571 of title 39, United States Code, is amended by adding at the end thereof a new subsection as follows:

74 Stat. 651;
79 Stat. 1114.

“(e) Time spent in a travel status away from the official duty station of an employee is not hours of work unless the travel (i) involves the performance of work while traveling, (ii) is incident to travel that involves the performance of work while traveling, (iii) is carried out under arduous conditions, or (iv) results from an event which could not be scheduled or controlled administratively.”

(c) Subchapter II of chapter 57 of title 5, United States Code, is amended—

80 Stat. 500.

(1) by adding at the end thereof the following new section:

“§ 5733. Expeditious travel

“The travel of an employee shall be by the most expeditious means of transportation practicable and shall be commensurate with the nature and purpose of the duties of the employee requiring such travel.”; and

(2) by inserting after item 5732 in the analysis of such subchapter the following new item:

“5733. Expeditious travel.”.

(d) Section 5544(a) of title 5, United States Code, is amended by inserting immediately at the end thereof the following new sentence:

80 Stat. 486;
Ante, p. 200.

“Time spent in a travel status away from the official duty station of an employee subject to this subsection is not hours of work unless the travel (i) involves the performance of work while traveling, (ii) is incident to travel that involves the performance of work while traveling (iii) is carried out under arduous conditions, or (iv) results from an event which could not be scheduled or controlled administratively.”.

APPEALS FROM POSITION CLASSIFICATIONS OF WAGE BOARD EMPLOYEES

SEC. 223. (a) Subchapter IV of chapter 53 of title 5, United States Code, is amended by adding at the end thereof the following new section:

80 Stat. 471.

“§ 5345. Position classification appeals

“On application, made in accordance with regulations prescribed by the Civil Service Commission, by an employee subject to section 5341(a) of this title for the review of the action of an employing agency in classifying his position for pay purposes, the Commission shall—

“(1) ascertain currently the facts as to the duties, responsibilities, and qualification requirements of the position;

"(2) decide whether the position has been properly classified; and

"(3) approve, disapprove, or modify, in accordance with its decision, the action of the employing agency in classifying the position.

The Commission shall certify to the agency concerned its action under paragraph (3) of this section. The agency shall act in accordance with the certificate, and the certificate is binding on all administrative, certifying, payroll, disbursing, and accounting officials."

(b) The analysis of chapter 53 is amended by inserting the following new item after item 5344:

"5345. Position classification appeals."

MISCELLANEOUS PROVISIONS

80 Stat. 432.

SEC. 224. (a) Section 4101(2)(B) of title 5, United States Code, is amended by striking out "Coast and Geodetic Survey" and inserting in lieu thereof "Environmental Science Services Administration".

(b) Section 8339(e)(2) of title 5, United States Code, is amended to read as follows:

"(2) the greater of—

"(A) the final basic pay of the Member; or

"(B) the final basic pay of the appointive position of a former Member who elects to have his annuity computed or recomputed under section 8344(b)(1) of this title."

78 Stat. 412.

(c) Section 1(b) of the Act of August 25, 1958 (72 Stat. 838; 3 U.S.C. 102, note), as amended, is amended by striking out "\$65,000" and inserting in lieu thereof "\$80,000", and by striking out the fourth sentence therein and inserting in lieu thereof the following: "The annual rate of compensation payable to any such person shall not exceed the highest annual rate of basic pay now or hereafter provided by law for positions at level II of the Executive Schedule under section 5313 of title 5, United States Code."

80 Stat. 460.

COMMISSION ON EXECUTIVE, LEGISLATIVE, AND JUDICIAL SALARIES

SEC. 225. (a) ESTABLISHMENT OF COMMISSION.—There is hereby established a commission to be known as the Commission on Executive, Legislative, and Judicial Salaries (hereinafter referred to as the "Commission").

(b) MEMBERSHIP.—

(1) The Commission shall be composed of nine members who shall be appointed from private life, as follows:

(A) three appointed by the President of the United States, one of whom shall be designated as Chairman by the President;

(B) two appointed by the President of the Senate;

(C) two appointed by the Speaker of the House of Representatives; and

(D) two appointed by the Chief Justice of the United States.

(2) The terms of office of persons first appointed as members of the Commission shall be for the period of the 1969 fiscal year of the Federal Government, except that, if any appointment to membership on the Commission is made after the beginning and before the close of such fiscal year, the term of office based on such appointment shall be for the remainder of such fiscal year.

(3) After the close of the 1969 fiscal year of the Federal Government, persons shall be appointed as members of the Commission with respect to every fourth fiscal year following the 1969 fiscal year. The terms of office of persons so appointed shall be for the period of the

Terms of
office.

fiscal year with respect to which the appointment is made, except that, if any appointment is made after the beginning and before the close of any such fiscal year, the term of office based on such appointment shall be for the remainder of such fiscal year.

(4) A vacancy in the membership of the Commission shall be filled in the manner in which the original appointment was made.

(5) Each member of the Commission shall be paid at the rate of \$100 for each day such member is engaged upon the work of the Commission and shall be allowed travel expenses, including a per diem allowance, in accordance with section 5703(b) of title 5, United States Code, when engaged in the performance of services for the Commission.

Compensation;
travel expenses.

80 Stat. 499.

(c) PERSONNEL OF COMMISSION.—

(1) Without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and the provisions of chapter 51 and subchapter III of chapter 53 of such title, relating to classification and General Schedule pay rates, and on a temporary basis for periods covering all or part of any fiscal year referred to in subsection (b) (2) and (3) of this section—

80 Stat. 443,
467; Ante, p. 625.

(A) the Commission is authorized to appoint an Executive Director and fix his basic pay at the rate provided for level V of the Executive Schedule by section 5316 of title 5, United States Code; and

Ante, p. 638.

(B) with the approval of the Commission, the Executive Director is authorized to appoint and fix the basic pay (at respective rates not in excess of the maximum rate of the General Schedule in section 5332 of title 5, United States Code) of such additional personnel as may be necessary to carry out the function of the Commission.

(2) Upon the request of the Commission, the head of any department, agency, or establishment of any branch of the Federal Government is authorized to detail, on a reimbursable basis, for periods covering all or part of any fiscal year referred to in subsection (b) (2) and (3) of this section, any of the personnel of such department, agency, or establishment to assist the Commission in carrying out its function.

Personnel detail.

(d) USE OF UNITED STATES MAILS BY COMMISSION.—The Commission may use the United States mails in the same manner and upon the same conditions as other departments and agencies of the United States.

(e) ADMINISTRATIVE SUPPORT SERVICES.—The Administrator of General Services shall provide administrative support services for the Commission on a reimbursable basis.

(f) FUNCTION.—The Commission shall conduct, in each of the respective fiscal years referred to in subsection (b) (2) and (3) of this section, a review of the rates of pay of—

(A) Senators, Members of the House of Representatives, and the Resident Commissioner from Puerto Rico;

(B) offices and positions in the legislative branch referred to in subsections (a), (b), (c), and (d) of section 203 of the Federal Legislative Salary Act of 1964 (78 Stat. 415; Public Law 88-426);

(C) justices, judges, and other personnel in the judicial branch referred to in sections 402(d) and 403 of the Federal Judicial Salary Act of 1964 (78 Stat. 434; Public Law 88-426); and

(D) offices and positions under the Executive Schedule in subchapter II of chapter 53 of title 5, United States Code.

80 Stat. 460;
Ante, p. 638.

Such review by the Commission shall be made for the purpose of determining and providing—

(i) the appropriate pay levels and relationships between and among the respective offices and positions covered by such review, and

80 Stat. 443,
467; *Ante*, p. 625.

(ii) the appropriate pay relationships between such offices and positions and the offices and positions subject to the provisions of chapter 51 and subchapter III of chapter 53 of title 5, United States Code, relating to classification and General Schedule pay rates.

(g) **REPORT BY COMMISSION TO THE PRESIDENT.**—The Commission shall submit to the President a report of the results of each review conducted by the Commission of the offices and positions within the purview of subparagraphs (A), (B), (C), and (D) of subsection (f) of this section, together with its recommendations. Each such report shall be submitted on such date as the President may designate but not later than January 1 next following the close of the fiscal year in which the review is conducted by the Commission.

(h) **RECOMMENDATIONS OF THE PRESIDENT WITH RESPECT TO PAY.**—The President shall include, in the budget next transmitted by him to the Congress after the date of the submission of the report and recommendations of the Commission under subsection (g) of this section, his recommendations with respect to the exact rates of pay which he deems advisable, for those offices and positions within the purview of subparagraphs (A), (B), (C), and (D) of subsection (f) of this section. As used in this subsection, the term “budget” means the budget referred to in section 201 of the Budget and Accounting Act, 1921, as amended (31 U.S.C. 11).

“Budget.”

64 Stat. 832;
72 Stat. 852.

(i) **EFFECTIVE DATE OF RECOMMENDATIONS OF THE PRESIDENT.**—

(1) Except as provided in paragraph (2) of this subsection, all or part (as the case may be) of the recommendations of the President transmitted to the Congress in the budget under subsection (h) of this section shall become effective at the beginning of the first pay period which begins after the thirtieth day following the transmittal of such recommendations in the budget; but only to the extent that, between the date of transmittal of such recommendations in the budget and the beginning of such first pay period—

(A) there has not been enacted into law a statute which establishes rates of pay other than those proposed by all or part of such recommendations,

(B) neither House of the Congress has enacted legislation which specifically disapproves all or part of such recommendations, or

(C) both.

(2) Any part of the recommendations of the President may, in accordance with express provisions of such recommendations, be made operative on a date later than the date on which such recommendations otherwise are to take effect.

(j) **EFFECT OF RECOMMENDATIONS OF THE PRESIDENT ON EXISTING LAW AND PRIOR PRESIDENTIAL RECOMMENDATIONS.**—The recommendations of the President transmitted to the Congress immediately following a review conducted by the Commission in one of the fiscal years referred to in subsection (b) (2) and (3) of this section shall be held and considered to modify, supersede, or render inapplicable, as the case may be, to the extent inconsistent therewith—

(A) all provisions of law enacted prior to the effective date or dates of all or part (as the case may be) of such recommendations (other than any provision of law enacted in the period specified in paragraph (1) of subsection (i) of this section with respect to such recommendations), and

(B) any prior recommendations of the President which take effect under this section.

(k) **PUBLICATION OF RECOMMENDATIONS OF THE PRESIDENT.**—The recommendations of the President which take effect shall be printed

in the Statutes at Large in the same volume as public laws and shall be printed in the Federal Register and included in the Code of Federal Regulations.

TITLE III—PROHIBITION OF PANDERING ADVERTISEMENTS

SEC. 301. (a) Chapter 51 of title 39, United States Code, is amended by adding at the end of such chapter the following new section:

74 Stat. 654;
76 Stat. 840.

“§ 4009. Prohibition of pandering advertisements in the mails

“(a) Whoever for himself, or by his agents or assigns, mails or causes to be mailed any pandering advertisement which offers for sale matter which the addressee in his sole discretion believes to be erotically arousing or sexually provocative shall be subject to an order of the Postmaster General to refrain from further mailings of such materials to designated addressees thereof.

“(b) Upon receipt of notice from an addressee that he has received such mail matter, determined by the addressee in his sole discretion to be of the character described in subsection (a) of this section, the Postmaster General shall issue an order, if requested by the addressee, to the sender thereof, directing the sender and his agents or assigns to refrain from further mailings to the named addressees.

“(c) The order of the Postmaster General shall expressly prohibit the sender and his agents or assigns from making any further mailings to the designated addressees, effective on the thirtieth calendar day after receipt of the order. The order of the Postmaster General shall also direct the sender and his agents or assigns to delete immediately the names of the designated addressees from all mailing lists owned or controlled by the sender or his agents or assigns and, further, shall prohibit the sender and his agents or assigns from the sale, rental, exchange, or other transaction involving mailing lists bearing the names of the designated addressees.

“(d) Whenever the Postmaster General believes that the sender or anyone acting on his behalf has violated or is violating the order given under this section, he shall serve upon the sender, by registered or certified mail, a complaint stating the reasons for his belief and request that any response thereto be filed in writing with the Postmaster General within fifteen days after the date of such service. If the Postmaster General, after appropriate hearing if requested by the sender, and without a hearing if such a hearing is not requested, thereafter determines that the order given has been or is being violated, he is authorized to request the Attorney General to make application, and the Attorney General is authorized to make application, to a district court of the United States for an order directing compliance with such notice.

“(e) Any district court of the United States within the jurisdiction of which any mail matter shall have been sent or received in violation of the order provided for by this section shall have jurisdiction, upon application by the Attorney General, to issue an order commanding compliance with such notice. Failure to observe such order may be punished by the court as contempt thereof.

Compliance order.

“(f) Receipt of mail matter thirty days or more after the effective date of the order provided for by this section shall create a rebuttable presumption that such mail was sent after such effective date.

“(g) Upon request of any addressee, the order of the Postmaster General shall include the names of any of his minor children who have

not attained their nineteenth birthday, and who reside with the addressee.

“(h) The provisions of subchapter II of chapter 5 (relating to administrative procedure) and chapter 7 (relating to judicial review) of part I of title 5, United States Code, shall not apply to any provisions of this section.

“(i) For the purposes of this section—

“(1) mail matter, directed to a specific address covered in the order of the Postmaster General, without designation of a specific addressee thereon, shall be considered as addressed to the person named in the Postmaster General's order; and

“(2) the term ‘children’ includes natural children, stepchildren, adopted children, and children who are wards of or in custody of the addressee or who are living with such addressee in a regular parent-child relationship.”

(b) The table of contents of chapter 51 of title 39, United States Code, is amended by adding at the end thereof—

“4009. Prohibition of pandering advertisements in the mails.”.

Effective date.

SEC. 302. The provisions of this title shall become effective on the one hundred and twentieth day after the date of enactment of this Act.

TITLE IV—FEDERAL EMPLOYEES LIFE INSURANCE

80 Stat. 593.

SEC. 401. Section 8704(a) of title 5, United States Code, is amended to read as follows:

“(a) An employee eligible for insurance is entitled to be insured for an amount of group life insurance, plus an equal amount of group accidental death and dismemberment insurance, in accordance with the following schedule, which schedule shall be automatically extended correspondingly by the amounts of increases in the annual rate of basic pay for positions at level II of the Executive Schedule under section 5313 of this title:

80 Stat. 460.

If annual pay is—		The amount of group life insurance is—	The amount of group accidental death and dismemberment insurance is—
Greater than—	But not greater than—		
0	\$8,000	\$10,000	\$10,000
\$8,000	9,000	11,000	11,000
9,000	10,000	12,000	12,000
10,000	11,000	13,000	13,000
11,000	12,000	14,000	14,000
12,000	13,000	15,000	15,000
13,000	14,000	16,000	16,000
14,000	15,000	17,000	17,000
15,000	16,000	18,000	18,000
16,000	17,000	19,000	19,000
17,000	18,000	20,000	20,000
18,000	19,000	21,000	21,000
19,000	20,000	22,000	22,000
20,000	21,000	23,000	23,000
21,000	22,000	24,000	24,000
22,000	23,000	25,000	25,000
23,000	24,000	26,000	26,000
24,000	25,000	27,000	27,000
25,000	26,000	28,000	28,000
26,000	27,000	29,000	29,000
27,000	28,000	30,000	30,000
28,000	29,000	31,000	31,000
29,000	-----	32,000	32,000

SEC. 402. Section 8707 of title 5, United States Code, is amended to read as follows:

80 Stat. 595.

“§ 8707. Employee deductions; withholding

“During each period in which an employee is insured under a policy of insurance purchased by the Civil Service Commission under section 8709 of this title, there shall be withheld from the pay of the employee his share of the cost of the group life insurance and accidental death and dismemberment insurance. The amount withheld shall be at the rate, adjusted to the nearest half-cent, of 66 $\frac{2}{3}$ percent of the level cost of each \$1,000 of insurance, as determined by the Commission.”

Government contribution.

SEC. 403. Section 8708(a) of title 5, United States Code, is amended to read as follows:

“(a) For each period in which an employee is insured under a policy of insurance purchased by the Civil Service Commission under section 8709 of this title, a sum equal to one-half the amount which is withheld from the pay of the employee under section 8707 of this title shall be contributed from the appropriation or fund which is used to pay him.”

Supra.

SEC. 404. Chapter 87 of title 5, United States Code, is amended—

80 Stat. 592.

(1) by adding the following new section:

“§ 8714a. Optional insurance

“(a) Under the conditions, directives, and terms specified in sections 8709–8712 of this title, the Civil Service Commission, without regard to section 5 of title 41, may purchase a policy which shall make available to each insured employee equal amounts of optional life insurance and accidental death and dismemberment insurance in addition to the amounts provided in section 8704(a) of this title.

Ante, p. 646.

“(b) The optional life insurance and accidental death and dismemberment insurance shall be made available to each insured employee under such conditions as the Commission shall prescribe and in amounts approved by the Commission but not more than the greater of \$10,000 or an amount which, when added to the amount provided in section 8704(a) of this title, makes the sum of his insurance equal to his annual pay.

“(c) (1) The optional insurance on an employee stops on his separation from service, 12 months after discontinuance of his pay, or on his entry on active duty or active duty for training, as provided in sections 8706(a) and 8706(d) of this title.

80 Stat. 595.

“(2) So much of the optional life insurance in force on an employee on the date he retires on an immediate annuity or becomes entitled to receive compensation for work injuries which has been in force for not less than—

“(A) the full period or periods of service during which the optional insurance was available to him; or

“(B) the 12 years of service immediately preceding his retirement or beginning date of entitlement to compensation for work injuries and during which the optional insurance was available to him;

whichever is shorter, may be continued—

“(A) after retirement, under the same conditions (except with respect to cost but including reduction of the amount continued) as provided in section 8706(b) of this title; or

“(B) while in receipt of compensation for work injuries under the same conditions (except with respect to cost) as provided in section 8706(c) of this title.

“(d) During each period in which an employee has the optional insurance the full cost thereof shall be withheld from his pay. During each period in which an employee continues optional life insurance

after retirement or while in receipt of compensation for work injuries, as provided in section 8706(b) or 8706(c) of this title, the full cost thereof shall be withheld from his annuity or compensation, except that, at the end of the calendar month in which he becomes 65 years of age, the optional life insurance shall be without cost to him. Amounts so withheld shall be deposited, used, and invested as provided in section 8714 of this title and shall be reported and accounted for separately from amounts withheld and contributed under sections 8707 and 8708 of this title.

Ante, p. 647.

“(e) The cost of the optional insurance shall be determined from time to time by the Commission on the basis of such age groups as it considers appropriate.

“(f) The amount of optional life, or life and accidental death, insurance in force on an employee at the date of his death shall be paid as provided in section 8705 of this title.”; and

80 Stat. 594;
Ante, p. 219.

(2) by inserting in the analysis of such chapter the following new item after item 8714:

“8714a. Optional insurance.”.

Effective dates.

SEC. 405. (a) The amendments made by sections 401 to 403, inclusive, of this Act shall take effect on the first day of the first pay period which begins on or after the sixtieth day following the date of enactment. In the case of an employee who dies or retires during the period beginning on the date of enactment of this Act and prior to the effective date prescribed by this subsection, the amount of insurance shall be determined as if the amendments made by section 401 were in effect for such employee during such period.

(b) (1) The amendments made by section 404 of this Act shall take effect on the first day of the first pay period which begins on or after the one hundred and eightieth day following the date of enactment, or on any earlier date that the Civil Service Commission may prescribe, which is at least sixty days after the date of enactment. In the case of an employee who dies during the period beginning on the date of enactment and ending on the effective date prescribed by or pursuant to this subsection, or during the sixty days immediately following such period if the Commission determines that he did not have a reasonable opportunity to elect the optional insurance made available by section 404, the insurance of such employee shall be determined as if the amendments made by section 404 had been in effect on the date of such death, and the employee had elected to receive the maximum amount of optional insurance available to him under such amendments. An employee who retires during the period beginning on the date of enactment and ending on the effective date prescribed by or pursuant to this subsection shall have an opportunity to elect the optional insurance made available by section 404.

(2) In the case of an employee in the service on the effective date prescribed by or pursuant to this subsection, (i) the period during which such employee may elect to receive optional insurance under the amendment made by section 404 shall not expire prior to the sixtieth day after such effective date, and (ii) for the purpose of determining the amount of insurance to be continued after retirement, the period during which such optional insurance was available to such employee shall not be considered to have commenced prior to the expiration of sixty days following such effective date.

(c) The amendments made by sections 401 to 404, inclusive, of this Act shall have no effect in the case of an employee who died, was finally separated, or retired prior to the date of enactment.

Approved December 16, 1967.