

42, which was a part of the Atomic Energy Act of 1946 prior to its general amendment in 1954, is now covered by sections 2101—2106 of Title 42.

§ 658. Classified civil service; definition.

The expression "classified civil service" as the same occurs in acts of Congress shall, unless otherwise provided, be construed to include all persons who have been or may be given a competitive status in the classified civil service, with or without competitive examination, by legislative enactment, or under the civil service rules promulgated by the President, or by Executive orders covering groups of employees with their positions into the competitive classified service or authorizing the appointment of individuals to positions within such service. (Mar. 27, 1922, ch. 116, 42 Stat. 470.)

§ 659. Standards for determination of qualifications of applicants for positions of postmaster.

In evaluating the qualifications of applicants for positions of postmaster, the United States Civil Service Commission shall give, with respect to each applicant, all due and appropriate consideration to experience in the postal field service, including seniority, length of service, level of difficulty and responsibility of work, attendance, awards and commendations, and performance rating. (Pub. L. 87-793, § 115, Oct. 11, 1962, 76 Stat. 836.)

EFFECTIVE DATE

Section effective on Jan. 7, 1963, see section 306 of Pub. L. 87-793, set out as a note under section 507 of Title 39, The Postal Service.

Chapter 13.—CLASSIFICATION OF CIVILIAN POSITIONS

Sec.

- 661—673b. Repealed.
- 673c. Restoration of wage rates; adjustment of weekly rates and hours of employees.
- 674. Repealed.
- 675—677. Omitted.
- 678, 678a. Repealed.
- 678b—680. Omitted or Transferred.
- 681—684. Repealed.

CODIFICATION

Congress by the enactment of the Classification Act of 1949, act Oct. 28, 1949, ch. 782, 63 Stat. 954, set out as chapter 21 of this title, revised the classification and compensation of officers and employees of the Federal government.

§§ 661—669. Repealed. Oct. 28, 1949, ch. 782, title XII, § 1202 (1), (4), (5), (7), (9), 63 Stat. 972, 973.

Section 661, act Mar. 4, 1923, ch. 265, § 1, 42 Stat. 1488, related to short title of act and is not now covered. Similar provisions relating to act Oct. 28, 1949, ch. 782, 63 Stat. 954 are set out as a note under section 1071 of this title.

Section 662, acts Mar. 4, 1923, ch. 265, § 2, 42 Stat. 1488; June 20, 1929, ch. 33, § 3, 46 Stat. 338; June 30, 1932, ch. 314, § 505, 47 Stat. 1416, related to definitions and is now covered by section 1091 of this title.

Section 663, acts Mar. 4, 1923, ch. 265, § 3, 42 Stat. 1489; July 3, 1930, ch. 850, § 6, 46 Stat. 1005; June 30, 1932, ch. 314, § 505, 47 Stat. 416; June 30, 1945, ch. 212, title IV, § 401, 59 Stat. 298, related to rules and regulations of the Civil Service Commission; establishment of compensation rates, and effects of Commission's actions, and is now covered by sections 1072, 1101—1106, and 1132 of this title.

Sections 663a, 663b, act July 3, 1930, ch. 850, §§ 5, 6, 46 Stat. 1005, related to the Personnel Classification Board and the Director of Classification. Both the Board and the Director were abolished by act June 30, 1932, ch. 314,

§ 505, 47 Stat. 416. For classification of civilian positions, see chapter 21 of this title.

Section 664, acts Mar. 4, 1923, ch. 265, § 4, 42 Stat. 1489; June 30, 1932, ch. 314, § 505, 47 Stat. 416, related to allocation of positions to grades and fixing of rates of compensation by department heads, and is now covered by sections 1074, 1102, and 1103 of this title.

Section 665, act Mar. 4, 1923, ch. 265, § 5, 42 Stat. 1489, related to application of compensation schedules, and is now covered by sections 1081—1085 of this title.

Section 666, act Mar. 4, 1923, ch. 265, § 6, 42 Stat. 1490, related to rules governing fixing of compensation schedules, and is now covered by sections 1131 and 1132 of this title.

Section 667, acts Mar. 4, 1923, ch. 265, § 7, 42 Stat. 1490; Aug. 1, 1941, ch. 346, § 2, 55 Stat. 613; June 30, 1945, ch. 212, title IV, §§ 402—404, 59 Stat. 299, related to increases in compensation, and is now covered by sections 1121 and 1123 of this title.

Section 668, act Mar. 4, 1923, ch. 265, § 8, 42 Stat. 1490, related to existing preferences in appointments, and is now covered by section 1075 of this title.

Section 669, acts Mar. 4, 1923, ch. 265, § 9, 42 Stat. 1490; June 30, 1932, ch. 314, § 505, 47 Stat. 416; Nov. 20, 1940, ch. 919, title II, § 7, 54 Stat. 1215; Aug. 1, 1941, ch. 346, § 3, 55 Stat. 614 related to efficiency ratings, and is now covered by sections 2001—2007 of this title.

EFFECTIVE DATE OF REPEAL

Repeal of sections effective as of the first day of the first pay period which begins after Oct. 28, 1949, see note set out under section 1071 of this title.

§ 669a. Repealed. Sept. 30, 1950, ch. 1123, § 11 (2), 64 Stat. 1100.

Section, act July 31, 1946, ch. 720, § 1, 60 Stat. 751, related to efficiency ratings. Section 2 of said act July 31, 1946, which related to the effective date of that act and was formerly set out as a note under this section, was also repealed. Performance ratings are now covered by sections 2001—2007 of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective 90 days after Sept. 30, 1950, see note under section 2001 of this title.

§§ 670—673b. Repealed. Oct. 28, 1949, ch. 782, title XII, § 1202 (1)—(5), (7)—(10), 63 Stat. 972.

Section 670, act Mar. 4, 1923, ch. 265, § 10, 42 Stat. 1491, related to transfer or promotion of employees, and is now covered by section 1132 of this title.

Section 671, act Mar. 4, 1923, ch. 265, § 11, 42 Stat. 1491, related to making temporary appointments permanent.

Section 672, acts Mar. 4, 1923, ch. 265, § 12, 42 Stat. 1491; June 30, 1932, ch. 314, § 505, 47 Stat. 416, related to readjustment of rates of compensation.

Section 672a, act June 30, 1945, ch. 212, title IV, § 405 (a, c), 59 Stat. 300, 301, related to increase in basic rates of compensation, and is now covered by section 1113 of this title.

Section 672b, act May 24, 1946, ch. 270, § 2 (a, c), 60 Stat. 216, related to additional increases in basic rates of compensation, and is now covered by section 1113 of this title.

Section 672c, act May 24, 1946, ch. 270, § 12 (c), 60 Stat. 219, related to additional increases in rates of basic compensation with respect to grades 9 and 10 of the Crafts, Protective and Custodial Service, and is now covered by section 1113 of this title.

Section 673, acts Mar. 4, 1923, ch. 265, § 13, 42 Stat. 1491; June 7, 1924, ch. 378, 43 Stat. 669; May 28, 1928, ch. 814, § 1, 45 Stat. 776; July 3, 1930, ch. 850, § 1, 46 Stat. 1003; Aug. 23, 1935, ch. 617, 49 Stat. 724; Aug. 1, 1941, ch. 346, § 4, 55 Stat. 613; Aug. 1, 1942, ch. 543, § 1, 56 Stat. 733; June 30, 1945, ch. 212, title IV, § 405 (b), 59 Stat. 300; May 24, 1946, ch. 270, §§ 2 (b), 12 (a, b), 60 Stat. 216, 219, related to compensation schedules and is now covered by sections 1111—1113 of this title.

Section 673a, act May 28, 1928, ch. 814, § 4, 45 Stat. 785, related to employees of the Government Printing Office, and is now covered by section 1082 of this title.

Section 673b, acts July 3, 1930, ch. 850, § 4, 46 Stat. 1005; June 30, 1932, ch. 314, § 505, 47 Stat. 416, related to ascertainment of facts as to duties and responsibilities of positions, and is now covered by section 1101 of this title.

EFFECTIVE DATE OF REPEAL

Repeal of sections effective as of the first day of the first pay period which begins after Oct. 28, 1949, see note set out under section 1071 of this title.

§ 673c. Restoration of wage rates; adjustment of weekly rates and hours of employees.

The weekly compensation, minus any general percentage reduction which may be prescribed by Act of Congress, for the several trades and occupations, which is set by wage boards or other wage-fixing authorities, shall be re-established and maintained at rates not lower than necessary to restore the full weekly earnings of such employees in accordance with the full-time weekly earnings under the respective wage schedules in effect on June 1, 1932: *Provided*, That the regular hours of labor are established at not more than eight per day or forty per week, but work in excess of such hours shall be permitted when administratively determined to be in the public interest: *Provided further*, That overtime work in excess of eight hours per day or in excess of forty hours per week shall be compensated for at not less than time and one-half the basic rate of compensation, except that employees subject to this section who are regularly required to remain at or within the confines of their post of duty in excess of eight hours per day in a standby or on-call status shall be paid overtime rates only for hours of duty, exclusive of eating and sleeping time, in excess of forty per week.

Where the adjustment of regular hours of duty of employees subject to the provisions of the preceding paragraph requires the adjustment of regular hours of duty of any employee whose compensation is fixed under the Classification Act of 1949, the aggregate weekly earnings of such employee whose compensation is fixed under such Act, for full-time service shall not be less by reason of such adjustment than his aggregate weekly earnings for full-time service prior to March 28, 1934. Full-time service within the meaning of this paragraph shall not be less than forty hours per week. For the purposes of this paragraph, authority is granted to adjust the hourly rates of compensation of employees whose compensation is fixed under such Act, to such extent as may be necessary to make the aggregate compensation for a forty-hour week equal to the compensation for a full-time week prior to March 28, 1934. (Mar. 28, 1934, ch. 102, title II, § 23, 48 Stat. 522; June 26, 1936, ch. 832, § 1, 49 Stat. 1969; Oct. 28, 1949, ch. 782, title XI, § 1106 (a), 63 Stat. 972; Aug. 13, 1962, Pub. L. 87-581, title II, § 201, 76 Stat. 360.)

REFERENCES IN TEXT

The Classification Act of 1949, referred to in the text, is classified to chapter 21 of this title.

AMENDMENTS

1962—Pub. L. 87-581 limited regular hours of labor to not more than eight per day, permitted work in excess of 8 hours per day or 40 per week when in the public interest, and provided for compensation at time and a half the basic rate for overtime work in excess of 8 hours per day, except that employees regularly required

to remain at or within the confines of their post in excess of 8 hours in a standby status shall be paid overtime rates only for hours, exclusive of eating and sleeping time, in excess of 40 per week.

1949—Act Oct. 28, 1949, amended section, substituting "Classification Act of 1949" for "Classification Act of 1923".

EFFECTIVE DATE OF 1962 AMENDMENT

Amendment of section by Pub. L. 87-581 effective 60 days after Aug. 13, 1962, but shall not affect contracts existing or thereafter entered into pursuant to invitations for bids outstanding on Aug. 13, 1962, see section 204 of Pub. L. 87-581, set out as a note under section 327 of Title 40, Public Buildings, Property and Works.

EFFECTIVE DATE OF 1936 AMENDMENT

Sec. 2 of act June 26, 1936, ch. 832, provided that the second paragraph of this section shall become effective on July 1, 1936.

CANAL ZONE EMPLOYEES

Section 17 (3) of Pub. L. 85-550, July 25, 1958, 72 Stat. 411, provided that nothing in Pub. L. 85-550, which relates to wage and employment practices of the Government of the United States in the Canal Zone, should affect the applicability of this section or section 913 of this title to those classes of employees within the scope of this section or section 913 of this title on July 25, 1958.

CROSS REFERENCES

Exemption of positions from the Classification Act of 1949, see section 1082 of this title.

§ 674. Repealed. Oct. 23, 1919, ch. 782, title XII, § 1202 (1), 63 Stat. 972.

Section, act Mar. 4, 1923, ch. 265, § 14, 42 Stat. 1490, related to estimates of expenditures and appropriations set forth in the Budget.

EFFECTIVE DATE OF REPEAL

Repeal of section effective as of the first day of the first pay period which begins after Oct. 28, 1949, see note set out under section 1071 of this title.

§§ 675—677. Omitted.

CODIFICATION

Section 675, acts Jan. 22, 1925, ch. 87, 43 Stat. 764; Feb. 10, 1925, ch. 200, 43 Stat. 822; Feb. 11, 1925, ch. 200, 43 Stat. 8C1; Feb. 12, 1925, ch. 225, 43 Stat. 892; Feb. 27, 1925, ch. 364, 43 Stat. 1014; Mar. 3, 1925, ch. 402, 43 Stat. 1141; Mar. 3, 1925, ch. 468, 43 Stat. 1212; Mar. 4, 1925, ch. 549, 43 Stat. 1301, related to salaries for the year ending June 30, 1926.

Section 676, act Jan. 22, 1925, ch. 87, title I, 43 Stat. 764, related to salaries for the fiscal year 1926.

Section 677, act Mar. 5, 1928, ch. 126, § 2, 45 Stat. 193, relating to salaries of persons in the field service, has been omitted as obsolete and superseded by chapter 21 of this title.

§§ 678, 678a. Repealed. Oct. 28, 1949, ch. 782, title XII, § 1202 (3), (4), 63 Stat. 973.

Section 678, acts May 28, 1928, ch. 814, § 3, 45 Stat. 785; June 16, 1933, ch. 101, § 17, 48 Stat. 308, related to adjustment of salaries of persons in the field services.

Section 678a, act July 3, 1930, ch. 850, § 2, 46 Stat. 1005, related to further adjustment of salaries of persons in the field services.

EFFECTIVE DATE OF REPEAL

Repeal of sections effective as of the first day of the first pay period which begins after Oct. 28, 1949, see note set out under section 1071 of this title.

§§ 678b—680. Omitted or Transferred.

CODIFICATION

Section 678b, act Nov. 4, 1910, ch. 93, § 1, 41 Stat. 338, relating to salaries of captains of the watch and guards, has been omitted as obsolete and superseded by chapter 21 of this title.

Section 679 is transferred to section 658 of this title.

Section 680, act Aug. 10, 1939, ch. 641, 53 Stat. 1343, provided that no claims for additional compensation for services rendered between July 1, 1917, and June 30, 1924, should be considered unless presented within 6 months from August 10, 1939.

§§ 681—684. Repealed. Oct. 28, 1919, ch. 782, title XII, § 1202 (6—8), 63 Stat. 973.

Section 681, acts Nov. 26, 1940, ch. 919, title II, § 3, 54 Stat. 1212; Aug. 1, 1941, ch. 346, § 5 (a), 55 Stat. 615; Aug. 1, 1942, ch. 543, § 2 (b), 56 Stat. 735; Aug. 13, 1946, ch. 957, title IV, § 446, 60 Stat. 1006, related to extension of Classification Act of 1923.

Sections 682—684, act Nov. 26, 1940, ch. 919, title II, §§ 4—6, 54 Stat. 1214, 1215, related to exclusion of certain officers from effect of extension of Classification Act of 1923.

EFFECTIVE DATE OF REPEAL

Repeal of sections effective as of the first day of the first pay period which begins after Oct. 28, 1949, see note set out under section 1071 of this title.

Chapter 11.—RETIREMENT OF CIVIL SERVICE EMPLOYEES

§§ 691—722. Omitted or Transferred.

CODIFICATION

Section 691, acts May 22, 1920, ch. 195, § 1, 41 Stat. 614; July 3, 1926, ch. 801, § 1, 44 Stat. 904; May 29, 1930, ch. 349, § 1, 46 Stat. 468; Jan. 24, 1942, ch. 16, § 1, 56 Stat. 13; Mar. 7, 1942, ch. 166, § 16 (a), 56 Stat. 147; Aug. 3, 1916, ch. 908, 60 Stat. 939; July 11, 1947, ch. 219, 61 Stat. 307; Feb. 28, 1948, ch. 84, § 1, 62 Stat. 48; July 2, 1948, ch. 807, 62 Stat. 1221; Aug. 16, 1949, ch. 443, 63 Stat. 609; 1949 Reorg. Plan No. 5, eff. Aug. 19, 1949, 14 F. R. 5227, 63 Stat. 1067; Aug. 25, 1949, ch. 511, § 1, 63 Stat. 663, provided for voluntary retirement, involuntary retirement of disqualified employees, retirement of investigatory personnel, and for annuity payments after certain periods of service, and is now covered by section 2256 (a)—(d) of this title.

Section 691a, acts July 3, 1926, ch. 801, § 1, 44 Stat. 904; May 29, 1930, ch. 349, § 1, 46 Stat. 468, related to eligibility for superannuation retirement. See section 2256 of this title.

Section 692, act May 22, 1920, ch. 195, § 1, 41 Stat. 614, related to employees covered or excluded. See section 2252 of this title.

Section 692a, acts July 3, 1926, ch. 801, § 2, 44 Stat. 905; Mar. 3, 1927, ch. 346, § 1, 44 Stat. 1380; Feb. 20, 1929, ch. 271, 45 Stat. 1246; May 29, 1930, ch. 349, § 2, 46 Stat. 469, related to automatic separation. See sections 2255 and 2263 of this title.

Section 692b, act June 30, 1932, ch. 314, § 204, 47 Stat. 404, related to reappointment after automatic separation. See sections 2255 and 2263.

Section 692c was transferred to section 715b of this title.

Section 692d was transferred to section 736a of this title.

Section 693, acts May 22, 1920, ch. 195, § 1, 41 Stat. 614; July 3, 1926, ch. 801, § 3, 44 Stat. 905; May 29, 1930, ch. 349, § 3, 46 Stat. 470; July 3, 1930, ch. 863, §§ 1—5, 46 Stat. 1016, 1017; June 23, 1936, ch. 728, 49 Stat. 1838; Aug. 4, 1930, ch. 426, § 1, 53 Stat. 1200; Jan. 24, 1942, ch. 16, § 3, 56 Stat. 15; Mar. 7, 1942, ch. 166, § 16 (c), 56 Stat. 147; July 24, 1946, ch. 612, § 1, 60 Stat. 659; Aug. 2, 1946, ch. 753, title VI, § 602 (a), 60 Stat. 850; June 21, 1947, ch. 112, 61 Stat. 135; Jan. 26, 1948, ch. 17, §§ 1, 2, 62 Stat. 5; Feb. 28, 1948, ch. 84, § 3 (b), 62 Stat. 49; Aug. 2, 1949, ch. 381, 63 Stat. 490; Aug. 19, 1949, ch. 486, 63 Stat. 621; Oct. 19, 1949, ch. 638, § 1, 63 Stat. 884; Dec. 28, 1950, ch. 1174, 64 Stat. 1120; July 23, 1953, ch. 239, 67 Stat. 186; Aug. 2, 1946, ch. 753, title VI, § 603 (b), as added Mar. 6, 1954, ch. 59, § 1, 68 Stat. 21, prescribed the employees included under this chapter, and is now covered by section 2252 of this title.

Section 693—1, acts May 29, 1930, ch. 349, § 3A, as added Aug. 2, 1946, ch. 753, title VI, § 602 (b), 60 Stat. 850, and amended June 19, 1948, ch. 538, 62 Stat. 504; Aug. 2, 1943, ch. 753, title VI, § 603 (c), as added Mar. 6, 1954, ch. 59, § 1, 68 Stat. 22, and amended Aug. 11, 1955, ch. 807, § 2 (a), (b), 69 Stat. 692, 693, provided for the retirement of

Members of Congress and is covered by chapter 30 of this title.

Section 693—2, act Aug. 2, 1946, ch. 753, title VI, § 603 (d) (1), as added Mar. 6, 1954, ch. 59, § 1, 68 Stat. 23, provided for annuities for survivors of Members of Congress, and is now covered by section 2260 of this title.

Section 693a, acts July 3, 1926, ch. 801, § 3, 44 Stat. 905; May 29, 1930, ch. 349, § 3, 46 Stat. 470, related to coverage of employees, and was omitted as superseded. See section 2252 of this title.

Section 693b, act July 13, 1937, ch. 494, § 1, 50 Stat. 512, provided for coverage of employees in legislative branch and courts, and is now covered by section 2252 of this title.

Section 693c, acts July 13, 1937, ch. 494, § 2, 50 Stat. 521; June 25, 1938, ch. 698, § 1 (a), 52 Stat. 1197, provided for notification by employees that they desire to come within the provisions of this chapter, and is now covered by section 2252 (c) of this title.

Section 693d, act July 13, 1937, ch. 494, § 4, 50 Stat. 513, defined the term "employee in the legislative branch", and is now covered by section 2251 (c) of this title.

Section 694, act Mar. 27, 1922, ch. 116, 42 Stat. 470, related to definitions. See section 2251 of this title.

Section 694a, acts July 3, 1926, ch. 801, § 4, 44 Stat. 907; May 29, 1930, ch. 349, § 4, 46 Stat. 471, related to method of computing annuities. See sections 2251 (d), 2259 (a), (b), of this title.

Section 695, act Jan. 14, 1925, ch. 77, 43 Stat. 748, related to payments to temporary employees of the Treasury Department.

Section 695a, acts July 3, 1926, ch. 801, § 5, 44 Stat. 907; May 29, 1930, ch. 349, § 5, 46 Stat. 472, related to computation of accredited service. See section 2253 of this title.

Section 696, act Jan. 14, 1925, ch. 77, 43 Stat. 748, related to credit to accounts of disbursing officers for payments to temporary employees of Treasury Department.

Section 696a, acts July 3, 1926, ch. 801, § 6, 44 Stat. 907; May 29, 1930, ch. 349, § 6, 46 Stat. 472, related to disability retirement. See section 2257 of this title.

Section 697, act May 22, 1920, ch. 195, § 1, 41 Stat. 614, related to employees excluded. See section 2252 of this title.

Section 697a, acts July 3, 1926, ch. 801, § 7, 44 Stat. 909; May 29, 1930, ch. 349, § 7, 46 Stat. 474, related to involuntary separation from service.

Section 698, acts May 22, 1920, ch. 195, § 2, 41 Stat. 614; July 3, 1926, ch. 801, § 4, 44 Stat. 907; May 29, 1930, ch. 349, § 4, 46 Stat. 471; Aug. 4, 1930, ch. 426, § 2, 53 Stat. 1201; Jan. 24, 1942, ch. 16, § 4, 56 Stat. 16; Nov. 9, 1945, ch. 456, § 2, 59 Stat. 577; Feb. 28, 1948, ch. 84, § 4, 62 Stat. 49; July 21, 1949, ch. 356, § 4, 63 Stat. 476; 1949 Reorg. Plan No. 5, eff. Aug. 19, 1949, 14 F. R. 5227, 63 Stat. 1067; Sept. 30, 1949, ch. 588, 63 Stat. 609; Oct. 5, 1949, ch. 602, § 1, 63 Stat. 704; Aug. 2, 1946, ch. 753, title VI, § 603 (a), as added Mar. 6, 1954, ch. 59, § 1, 68 Stat. 21, provided for the method of computing annuities and is now covered by sections 2251 (d), 2259 (a), (b), (g)—(i), and 2264 (a) of this title.

Section 698a, acts July 3, 1926, ch. 804, § 8, 44 Stat. 909; May 29, 1930, ch. 349, § 8, 46 Stat. 475, extended benefits to persons already retired, and is now covered by section 736c of this title.

Section 698b, act July 13, 1937, ch. 494, § 5, 50 Stat. 513, provided for the computation of service in the legislative branch, and is now covered by section 2253 of this title.

Section 699, act May 22, 1920, ch. 195, § 2, 41 Stat. 614, related to amount of annuities for Class A. See sections 2251, 2259 and 2264 of this title.

Section 699a, act July 3, 1926, ch. 801, § 9, 44 Stat. 910, as amended May 29, 1930, ch. 349, § 9, 46 Stat. 475, related to credit for past service. See section 2254 (c-g) of this title.

Section 700, act May 22, 1920, ch. 195, § 2, 41 Stat. 615, related to amount of annuities for Class B. See sections 2251, 2259 and 2264 of this title.

Section 700a, act July 3, 1926, ch. 801, § 10, 44 Stat. 910, as reenacted May 29, 1930, ch. 349, § 10, 46 Stat. 475, related to deductions and donations. See sections 2254 and 2267 (b) of this title.