

egories of lists of names and addresses identifying the individuals included in such lists as campaign workers or contributors, as members of a political party, or by any other partisan political designation, (b) to produce computer printouts except as authorized by user guides approved by the Committee on Rules and Administration, or (c) to produce mailing labels for mass mailings, or computer tapes and discs, for use other than in service facilities maintained and operated by the Senate or under contract to the Senate. The Committee on Rules and Administration shall prescribe such regulations not inconsistent with the purposes of this paragraph as it determines necessary to carry out such purposes.

- 40.6a 6. (a) The radio and television studios provided by the Senate or by the House of Representatives may not be used by a Senator or an individual who is a candidate for nomination for election, or election, to the Senate less than sixty days immediately before the date of any primary or general election (whether regular, special, or runoff) in which that Senator is a candidate for public office or that individual is a candidate for Senator, unless the candidacy of the Senator in such election is uncontested.⁴⁷ 40.6a
- 40.6b (b) This paragraph shall not apply if the facilities are to be used at the request of, and at the expense of, a licensed broadcast organization or an organization exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1954. 40.6b

41

RULE XLI

41

POLITICAL FUND ACTIVITY; DEFINITIONS

- 41.1 1. No officer or employee of the Senate may receive, solicit, be a custodian of, or distribute any funds in connection with any campaign for the nomination for election, or the election, of any individual to be a Member of the Senate or to any other Federal office. This prohibition does not apply to three⁴⁸ assistants to a Senator, at least one of whom is in Washington, District of Columbia, who have been designated by that Senator to perform any of the functions described in the first sentence of this paragraph and who are compensated at an annual rate in excess of \$10,000 if such designation has been made in writing and filed with the Secretary of the Senate and if each such

⁴⁷ As amended, S. Res. 224, 103-2, June 21, 1994.

⁴⁸ As amended by S. Res. 258, 100-1, Oct. 1, 1987.

assistant files a financial statement in the form provided under rule XXXIV for each year during which he is designated under this rule. The Majority Leader and the Minority Leader may each designate an employee of their respective leadership office staff as one of the 3 designees referred to in the second sentence.⁴⁹ The Secretary of the Senate shall make the designation available for public inspection.

- 41.2 2. For purposes of the Senate Code of Official Conduct— 41.2
- 41.2a (a) an employee of the Senate includes any em- 41.2a
 ployee whose salary is disbursed by the Secretary of
 the Senate; and
- 41.2b (b) the compensation of an officer or employee of 41.2b
 the Senate who is a reemployed annuitant shall in-
 clude amounts received by such officer or employee
 as an annuity, and such amounts shall be treated
 as disbursed by the Secretary of the Senate.
- 41.3 3. Before approving the utilization by any committee of 41.3
 the Senate of the services of an officer or employee of the
 Government in accordance with paragraph 4⁵⁰ of rule
 XXVII or with an authorization provided by Senate resolu-
 tion, the Committee on Rules and Administration shall re-
 quire such officer or employee to agree in writing to comply
 with the Senate Code of Official Conduct in the same man-
 ner and to the same extent as an employee of the Senate.
 Any such officer or employee shall, for purposes of such
 Code, be treated as an employee of the Senate receiving
 compensation disbursed by the Secretary of the Senate in
 an amount equal to the amount of compensation he is re-
 ceiving as an officer or employee of the Government.
- 41.4 4. No Member, officer, or employee of the Senate shall 41.4
 utilize the full-time services of an individual for more than
 ninety days in a calendar year in the conduct of official
 duties of any committee or office of the Senate (including
 a Member's office) unless such individual—
- 41.4a (a) is an officer or employee of the Senate, 41.4a
- 41.4b (b) is an officer or employee of the Government 41.4b
 (other than the Senate), or
- 41.4c (c) agrees in writing to comply with the Senate 41.4c
 Code of Official Conduct in the same manner and
 to the same extent as an employee of the Senate.

⁴⁹ Pursuant to S. Res. 236, 101-2, Jan 30, 1990.

⁵⁰ Reference corrected by S. Res. 192, 102-1, Oct. 31, 1991.

Any individual to whom subparagraph (c) applies shall, for purposes of such Code, be treated as an employee of the Senate receiving compensation disbursed by the Secretary of the Senate in an amount equal to the amount of compensation which such individual is receiving from any source for performing such services.

41.5 5. In exceptional circumstances for good cause shown, 41.5
the Select Committee on Ethics may waive the applicability of any provision of the Senate Code of Official Conduct to an employee hired on a per diem basis.

41.6a 6. (a) The supervisor of an individual who performs serv- 41.6a
ices for any Member, committee, or office of the Senate for a period in excess of four weeks and who receives compensation therefor from any source other than the United States Government shall report to the Select Committee on Ethics with respect to the utilization of the services of such individual.

41.6b (b) A report under subparagraph (a) shall be made with 41.6b
respect to an individual—

(1) when such individual begins performing services described in such subparagraph;

(2) at the close of each calendar quarter while such individual is performing such services; and

(3) when such individual ceases to perform such services.

Each such report shall include the identity of the source of the compensation received by such individual and the amount or rate of compensation paid by such source.

41.6c (c) No report shall be required under subparagraph (a) 41.6c
with respect to an individual who normally performs services for a Member, committee, or office for less than eight hours a week.

41.6d (d) For purposes of this paragraph, the supervisor of an 41.6d
individual shall be determined under paragraph 12 of rule XXXVII.⁵¹

42

RULE XLII

42

EMPLOYMENT PRACTICES

42.1 1. No Member, officer, or employee of the Senate shall, 42.1
with respect to employment by the Senate or any office thereof—

42.1a (a) fail or refuse to hire an individual; 42.1a

⁵¹ Redesignated pursuant to S. Res. 236, 101-2, Jan. 30, 1990 and S. Res. 299, 106-2, Apr. 27, 2000.