

Tuesday, December 26, 2006

# Part VI

# The President

Executive Order 13420—Adjustments of Certain Rates of Pay

### Federal Register

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Tuesday, December 26, 2006

## **Presidential Documents**

### Title 3—

### Executive Order 13420 of December 21, 2006

### The President

### Adjustments of Certain Rates of Pay

By the authority vested in me as President by the Constitution and the laws of the United States of America, including the laws cited herein, it is hereby ordered as follows:

- **Section 1.** Statutory Pay Systems. The rates of basic pay or salaries of the statutory pay systems (as defined in 5 U.S.C. 5302(1)), as adjusted under 5 U.S.C. 5303(a), are set forth on the schedules attached hereto and made a part hereof:
  - (a) The General Schedule (5 U.S.C. 5332(a)) at Schedule 1;
  - (b) The Foreign Service Schedule (22 U.S.C. 3963) at Schedule 2; and
- (c) The schedules for the Veterans Health Administration of the Department of Veterans Affairs (38 U.S.C. 7306, 7404; section 301(a) of Public Law 102–40) at Schedule 3.
- **Sec. 2.** Senior Executive Service. The ranges of rates of basic pay for senior executives in the Senior Executive Service, as established pursuant to 5 U.S.C. 5382, are set forth on Schedule 4 attached hereto and made a part hereof.
- **Sec. 3.** Certain Executive, Legislative, and Judicial Salaries. The rates of basic pay or salaries for the following offices and positions are set forth on the schedules attached hereto and made a part hereof:
  - (a) The Executive Schedule (5 U.S.C. 5312-5318) at Schedule 5;
- (b) The Vice President (3 U.S.C. 104) and the Congress (2 U.S.C. 31, and section 137 of Public Law 109–289, division B, as amended by section 7 of Public Law 109–383) at Schedule 6; and
- (c) Justices and judges (28 U.S.C. 5, 44(d), 135, 252, and 461(a); section 140 of Public Law 97–92), at Schedule 7.
- **Sec. 4.** *Uniformed Services.* Pursuant to section 601(a)-(c) of Public Law 109–364, the rates of monthly basic pay (37 U.S.C. 203(a)) for members of the uniformed services, as adjusted under 37 U.S.C. 1009, and the rate of monthly cadet or midshipman pay (37 U.S.C. 203(c)) are set forth on Schedule 8 attached hereto and made a part hereof.
- **Sec. 5.** Locality-Based Comparability Payments.
- (a) Pursuant to 5 U.S.C. 5304a, locality-based comparability payments shall be paid in accordance with Schedule 9 attached hereto and made a part hereof.
- (b) The Director of the Office of Personnel Management shall take such actions as may be necessary to implement these payments and to publish appropriate notice of such payments in the **Federal Register**.
- **Sec. 6.** Administrative Law Judges. The rates of basic pay for administrative law judges, as adjusted under 5 U.S.C. 5372(b)(4), are set forth on Schedule 10 attached hereto and made a part hereof.
- **Sec. 7.** Effective Dates. Rates for the Congress, under Schedule 6, are effective on February 16, 2007. Schedule 7 reflects continuation of the pay rates in effect as of the first day of the applicable pay period beginning on or after January 1, 2006. Schedule 8 is effective on January 1, 2007. The other schedules contained herein are effective on the first day of the first applicable pay period beginning on or after January 1, 2007.

**Sec. 8.** Prior Order Superseded. Executive Order 13393 of December 22, 2005, is superseded.

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THE WHITE HOUSE, December 21, 2006.

Billing code 3195-01-P

SCHEDULE 1 -- GENERAL SCHEDULE

\$20,798 23,527 26,521 29,769 37,130 41,262 50,470 55,580 33,309 45,699 61,068 87,039 02,848 73,194 (Effective on the first day of the first applicable pay period beginning on or after January 1, 2007) 10 22,924 25,841 29,006 32,455 36,178 44,527 44,527 49,176 54,155 59,502 71,317 84,807 σ 28,243 31,601 35,226 52,730 57,936 69,440 39,146 43,355 22,321 47,882 25,161 ω \$19,713 21,718 24,481 27,480 30,747 34,274 38,088 42,183 46,588 51,305 56,370 67,563 80,343 7 \$19,167 21,115 23,801 26,717 29,893 33,322 37,030 41,011 45,294 49,880 54,804 65,686 78,111 9 29,039 32,370 35,972 39,839 44,000 53,238 63,809 75,879 20,512 23,121 25,954 48,455 Ŋ 38,667 42,706 47,030 51,672 61,932 73,647 28,185 31,418 22,441 20,286 \$18,289 25,191 34,914 27,331 30,466 33,856 37,495 41,412 45,605 50,106 60,055 84,389 19,761 24,428 71,415 21,761 ᠬ 23,665 26,477 32,798 36,323 40,118 48,540 29,514 44,180 19,142 21,081 58,178 69,183 0 \$16,630 18,698 20,401 22,902 25,623 28,562 31,740 35,151 38,824 42,755 46,974 56,301 66,951 GS-4 GS-5 GS-6 GS-7 GS-8 GS-9 GS-9 GS-11 GS-12 GS-13 GS-14 GS-15

02,369

SCHEDULE 2 -- FOREIGN SERVICE SCHEDULE

after January 1, 2007) 27,183 27,999 28,839 33,432 26,392 29,704 30,595 31,513 32,458 \$25,623 34,435 35,468 36,532 37,628 \$28,662 29,522 30,408 31,320 32,259 33,227 34,224 35,251 36,308 38,519 39,675 40,865 Class 37,397 42,091 applicable pay period beginning on or 37,169 34,015 \$32,062 33,024 Class 7 35,035 36,086 38,284 39,432 40,615 44,381 45,713 41,834 43,089 47,084 41,576 46,794 \$35,864 36,940 38,048 40,365 44,108 39,190 42,823 45,431 48,198 49,644 51,133 52,667 Class 55,533 \$40,118 49,340 41,322 43,838 45,153 46,508 47,903 50,820 52,345 53,915 58,915 Class 42,561 57,199 50,996 \$49,511 52,526 55,725 59,119 60,892 62,719 66,539 58,535 70,591 54,102 57,397 64,601 Class the first 64,823 66,768 62,935 68,771 \$61,102 70,834 72,959 75,148 77,402 82,116 84,579 87,117 79,724 Class first day of \$75,408 77,670 95,525 80,000 82,400 84,872 87,419 92,742 98,390 101,342 104,382 Class 90,041 107,514 Effective on the \$93,063 95,855 101,692 104,743 107,886 111,122 114,456 117,889 98,731 120,981 120,981 120,981 120,981 Class  $^{\circ}$ Ŋ Ø ω σ 10 13

# SCHEDULE 3--VETERANS HEALTH ADMINISTRATION SCHEDULES DEPARTMENT OF VETERANS AFFAIRS

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2007)

Schedule for the Office of the Under Secretary for Health (38 U.S.C. 7306)\*

(30 0.5.0. 7300)	
Assistant Under Secretaries for Health	146,915*
Service Directors	Maximum 135,550
for Preventive Health	135,550
Physician and Dentist Base and Longevity Schedule***	
Physician Grade	\$134,244 134,244
Clinical Podiatrist, Chiropractor, and Optometrist Schedu	ıle
Chief Grade       \$93,063         Senior Grade       79,115         Intermediate Grade       66,951         Full Grade       56,301         Associate Grade       46,974	\$120,981 102,848 87,039 73,194 61,068
Physician Assistant and Expanded-Function Dental Auxiliary Schedule ****	
Director Grade.       \$93,063         Assistant Director Grade.       79,115         Chief Grade.       66,951         Senior Grade.       56,301         Intermediate Grade.       46,974         Full Grade.       38,824         Associate Grade.       33,409         Junior Grade.       28,562	\$120,981 102,848 87,039 73,194 61,068 50,470 43,435 37,130
Junior Grade	37,130

<sup>\*</sup> This schedule does not apply to the Deputy Under Secretary for Health, the Associate Deputy Under Secretary for Health, Assistant Under Secretaries for Health who are physicians or dentists, Medical Directors, the Assistant Under Secretary for Nursing Programs, or the Director of Nursing Services. Pay for these positions is set under 38 U.S.C. 7431 for physicians and dentists, and under 38 U.S.C. 7451 for registered nurses.

<sup>\*\*</sup> Pursuant to 38 U.S.C. 7404(d), the rate of basic pay payable to these employees is limited to the rate for level V of the Executive Schedule, which is \$136,200.

<sup>\*\*\*</sup> Pursuant to section 3 of Public Law 108-445 and 38 U.S.C. 7431, Veterans Health Administration physicians and dentists may also be paid market pay and performance pay.

<sup>\*\*\*\*</sup> Pursuant to section 301(a) of Public Law 102-40, these positions are paid according to the Nurse Schedule in 38 U.S.C. 4107(b), as in effect on August 14, 1990, with subsequent adjustments.

### SCHEDULE 4 -- SENIOR EXECUTIVE SERVICE

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2007)

Agencies with a Certified SES Performance Appraisal System						•	Minimum \$111,676	Maximum \$168,000
Agencies without a Certified Performance Appraisal System		•			•		\$111,676	\$154,600

### SCHEDULE 5 -- EXECUTIVE SCHEDULE

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2007)

Level	I																\$186,600
																	168,000
Level	III	Ξ.	•	•	•			٠.									154,600
Level	IV			•													145,400
Level	V			•		•											136,200

### SCHEDULE 6--VICE PRESIDENT AND MEMBERS OF CONGRESS

(The rate of pay for the Vice President is effective on the first day of the first applicable pay period beginning on or after January 1, 2007, and the rates of pay for Members of Congress are effective February 16, 2007)

Vice President			
Senators			
Members of the House of Representatives			168,000
Delegates to the House of Representatives			168,000
Resident Commissioner from Puerto Rico			168,000
President pro tempore of the Senate			186,600
Majority leader and minority leader of the Senate.			186,600
Majority leader and minority leader of the House			·
of Representatives			186,600
Speaker of the House of Representatives			215,700

### SCHEDULE 7--JUDICIAL SALARIES

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2006)

Chief Justice of the United States	•				\$212,100
Associate Justices of the Supreme Court					203,000
Circuit Judges					175,100
District Judges					165,200
Judges of the Court of International Trade .					165,200

SCHEDULE 8-PAY OF THE UNIFORMED SERVICES

# (Effective on January 1, 2007)

Part I-MONTHLY BASIC PAY

	Over 26		\$14,508.60*	12,801.30	11,598.30	10,287.90	9,035.70	7,373.10	6,252.30	5,355.90	3,936.60	3,106.50		\$5,715.90	4,558.80	3,857.40
	Over 24		\$14,011.20*	12,367.20	11,598.30	10,236.00	8,613.00	7,373.10	6,252:30	5,355.90	3,936.60	3,106.50		\$5,715.90	4,558.80	3,857.40
	Over 22		\$13,725.90	12,118.50	11,598.30	10,236.00	8,395.20	7,373.10	6,252.30	5,355.90	3,936.60	3,106.50		\$5,715.90	4,558.80	3,857.40
	Over 20		\$13,659.00 \$13,725.90	11,946.60	11,319.00	10,236.00	8,180.10	7,158.00	6,252.30	5,355.90	3,936.60	3,106.50		\$5,715.90		3,857.40
	Over 18		,	,	\$10,900.80	10,236.00	7,802.10	6,968.10	6,252.30	5,355.90	3,936.60	3,106.50		\$5,715.90	4,558.80	3,857.40
205)	Over 16		,	•	\$10,447.80	9,577.20	7,423.80	6,776.40	6,187.50	5,355.90	3,936.60	3,106.50	UTY SERVICE ER****	\$5,554.20	4,558.80	3,857.40
DER 37 U.S.C.	Over 14	CERS	1	,	\$10,134.30	8,797.20	6,779.10	6,373.20	6,076.20	5,355.90	3,936.60	3,106.50	ARS ACTIVE D	\$5,435.40	4,558.80	3,857.40
YEARS OF SERVICE (COMPUTED UNDER 37 U.S.C. 205)	Over 12	COMMISSIONED OFFICERS			\$10,030.20	8,548.80	6,414.60	6,110.10	5,882.40	5,228.40	3,936.60	3,106.50	COMMISSIONED OFFICERS WITH OVER 4 YEARS ACTIVE DUTY SERVICE AS AN ENLISTED MEMBER AND/OR WARRANT OFFICER***	\$5,228.40	4,437.00	3,688.80
OF SERVICE	Over 10	COMMI	•	1	\$9,666.30	8,301.30	6,414.60	5,906.40	5,602.80	4,982.70	3,936.60	3,106.50	OFFICERS WIT	\$4,982.70	4,273.50	3,565.50
YEARS	Over 8		•	•	\$9,577.20	8,052.90		5,628.60	5,244.60	4,833.00	3,936.60	3,106.50	MMISSIONED AS AN 1	\$4,833.00	4,062.00	3,440.10
	Over 6		•	ı	\$9,194.10	7,838.40	6,117.60	5,502.00	4,956.90	4,602.00	3,936.60	3,106.50	g		3,936.60	
	Over 4				\$8,964.90									\$4,392.00	3,857.40	3,106.50
	Over 3				\$8,913.60									r	,	1
	Over 2				\$8,729.70									•	1	1
	2 or less		0-10**	1	\$8,453.10	7,023.90	5,206.20	4,339.80	3,744.60	* 3,292.20	* 2,844.30	* 2,469.30		,	1	1
	Pay Grade		0-10*	6-0	0-8	0-7	9-0	0-5	0-4	0-3**	0-2**	0-1**		0-3E	0-2E	0-1E

Basic pay is limited to the rate of basic pay for level II of the Executive Schedule, which is \$14,000.10 per month for officers at pay grades 0-7 through 0-10, and limited to the rate of basic pay for level V of the Executive Schedule, which is \$11,349.90 per month, for officers at 0-6 and below.

For officers serving as Chairman or Vice Chairman of the Joint Chiefs of Staff, Chief of Staff of the Army, Chief of Naval Operations, Chief of Staff of the Air Force, Commandant of the Marine Corps, Commandant of the Coast Guard, or commandant of a unified or specified combatant command (as defined in 10 U.S.C. 161(c)), basic pay for this grade is agrade is calculated to be \$15, 593.40 per month, regardless of cumulative years of service computed under 37 U.S.C. 205. Nevertheless, actual basic pay for these officers is limited to the rate of basic pay for level II of the Executive Schedule, which is \$14,000.10 per month.

apply to commissioned officers who have been credited with over 4 years of active duty service as an enlisted member or warrant officer. Does not

Reservists with at least 1,460 points as an enlisted member and/or warrant officer which are creditable toward reserve retirement also qualify for these rates \* \* \*

SCHEDULE 8-PAY OF THE UNIFORMED SERVICES (PAGE 2) (Effective on January 1, 2007)

Part I-MONTHLY BASIC PAY

	Over 26		\$6,450.00 5,938.80	4,475.40		\$5,512.80 4,704.90	4,204.20	2,582.10	1,729.20	1,458.90	1,301.40	1
	Over 24		\$6,247.50 5,754.90	4,475.40		\$5,209.20	3,925.20	2,582.10	2,062.80 1,729.20	1,458.90	1,301.40	
	Over 22		5,574.90	4,332.30		\$5,010.30	3,814.80	2,582.10	1,729.20	1,458.90	1,301.40	
	Over 20		\$5,845.80 5,392.20		٠	\$4,598.40 \$4,821.60 4,051.80 4,161.30	3,644.10	2,582.10	1,729.20		1,301.40	,
	Over 18		\$5,215.80	4,048.80		\$4,598.40 \$	3,593.70	2,582.10	2,062.80	1,458.90	1,301.40	
205)	Over 16		\$5,035.50	3,973.80	,	\$4,459.50	3,511.20	2,582.10	1,729.20	1,458.90	1,301.40	1
R 37 U.S.C. 2	Over 14		\$4,753.80	3,885.00		\$4,321.20	3,424.20	2,582.10	1,729.20	1,458.90	1,301.40	ı
YEARS OF SERVICE (COMPUTED UNDER 37 U.S.C.	Over 12	WARRANT OFFICERS	\$4,574.10	3,755.10	ENLISTED MEMBERS	\$4,203.90	3,250.20	2,582.10	1,729.20	1,458.90	1,301.40	1
SERVICE (C	Over 10	WARR	\$4,400.70	3,521.50	ENLI	\$4,110.60	3,152.70	2,551.50	1,729.20	1,458.90	1,301.40	1
YEARS OF	Over 8		\$4,222.20	3,443.70		\$3,364.80	3,055.20	2,454.90	1,729.20	1,458.90	1,301.40	
	Over 6		\$4,046.40	3,209.70		1 1	\$2,881.50	7	1,729.20	Н		
	Over		\$3,868.50	3,124.50		1 1	\$2,780.70	2,171.40	1,978.50	1,458.90	1,301.40	1
	Over 3		\$3,765.00	3,025.50			\$2,650.80	2,073.30	1,883.10	1,458.90	1,301.40	
	Over 2		\$3,660.00	2,888.70		1 1	\$2,553.00	1,977.90	1,786.50	1,458.90	1,301.40	
	2 or less		\$3,402.00	2,732.70			\$2,339.10					
	Pay Grade		W - W - 5	X X X	! :	田田 * 6 - 8	E-7	E - 5	E-4	E-2	E-1**	E-1**

For noncommissioned officers serving as Sergeant Major of the Army, Master Chief Petty Officer of the Navy or Coast Guard, Chief Master Sergeant of the Air Force, Sergeant Major of the Marine Corps, or Senior Enlisted Advisor to the Chairman of the Joint Chiefs of Staff, basic pay for this grade is \$6,642.60 per month, regardless of cumulative years of service under 37 U.S.C. 205.

Applies to personnel who have served less than 4 months on active duty. on active duty. or more to personnel who have served 4 months Applies \* \* \* \*

### SCHEDULE 8-PAY OF THE UNIFORMED SERVICES (PAGE 3)

### Part II-RATE OF MONTHLY CADET OR MIDSHIPMAN PAY

The rate of monthly cadet or midshipman pay authorized by 37 U.S.C. 203(c) is \$864.30.

Note: As a result of the enactment of sections 602-694 of Public Law 105-85, the National Defense Authorization Act for Fiscal Year 1998, the Secretary of Defense now has the authority to adjust the rates of basic allowances for subsistence and housing. Therefore, these allowances are no longer adjusted by the President in conjunction with the adjustment of basic pay for members of the uniformed services. Accordingly, the tables of allowances included in previous orders are not included here.

### SCHEDULE 9--LOCALITY-BASED COMPARABILITY PAYMENTS

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2007)

Locality Pay Area <sup>1</sup>	Rate
Atlanta-Sandy Springs-Gainesville, GA-AL	5.89%
	0.97%
	4.15%
Chicago-Naperville-Michigan City, IL-IN-WI 23	1.79%
	7.38%
	5.96%
	5.00%
	7.34%
Dayton-Springfield-Greenville, OH	4.27%
	0.02%
	1.53%
	2.44%
Houston-Baytown-Huntsville, TX	6.65%
Huntsville-Decatur, AL	3.60%
Indianapolis-Anderson-Columbus, IN	3.00%
Los Angeles-Long Beach-Riverside, CA	4.03%
	8.30%
Milwaukee-Racine-Waukesha, WI	5.54%
Minneapolis-St. Paul-St. Cloud, MN-WI	8.17%
New York-Newark-Bridgeport, NY-NJ-CT-PA	4.57%
Philadelphia-Camden-Vineland, PA-NJ-DE-MD 1	8.85%
Phoenix-Mesa-Scottsdale, AZ	3.22%
Pittsburgh-New Castle, PA	4.16%
Portland-Vancouver-Beaverton, OR-WA	7.63%
	6.18%
	4.41%
	8.99%
	0.34%
	0.33%
	8.58%
	8.59%
	2.64%

### SCHEDULE 10-ADMINISTRATIVE LAW JUDGES

(Effective on the first day of the first applicable pay period beginning on or after January 1, 2007)

AL-3/A																\$97,100
AL-3/B																104,400
AL-3/C																112,000
AL-3/D							٠.									119,400
AL-3/E														٠.		126,900
AL-3/F																134,200
AL-2 .																141,900
AL-1 .	_	_														145.400

[FR Doc. 06-9896

Filed 12–22–06; 10:38 am] Billing code 6325–01–C

<sup>&</sup>lt;sup>1</sup>Locality Pay Areas are defined in 5 CFR 531.603.