



1           (2) a position under a noncareer appointment  
2           (as that term is defined under section 3132(a) of  
3           such title) in the Senior Executive Service; or

4           (3) a position in the executive branch of the  
5           Government of a confidential or policy-determining  
6           character under schedule C of subpart C of part 213  
7           of title 5, Code of Federal Regulations.

8           (d) EFFECTIVE DATE.—Subsection (a) shall apply  
9           beginning on the date of enactment of this Act.

