

responsible for maintaining and preserving, except that the Architect may not obligate any amounts in the Fund without the approval of the Committee on Appropriations of the House of Representatives.

(c) Continuing availability of funds

Any amounts transferred to and merged with, or otherwise deposited into, the Fund shall remain available until expended.

(d) Omitted

(e) Effective date

This section and the amendment made by this section shall apply with respect to fiscal year 2010 and each succeeding fiscal year.

(Pub. L. 111–68, div. A, title I, §1304, Oct. 1, 2009, 123 Stat. 2035.)

CODIFICATION

Section is comprised of section 1304 of Pub. L. 111–68. Subsec. (d) of section 1304 of Pub. L. 111–68 amended section 5507 of this title.

Section is from the Legislative Branch Appropriations Act, 2010, which is div. A of Pub. L. 111–68.

§ 1871. Expired appropriations available for deposit into Employees' Compensation Fund

(a) In general

Notwithstanding section 1101, available balances of expired Architect of the Capitol appropriations shall be available to the Architect of the Capitol to make the deposit to the credit of the Employees' Compensation Fund required by section 8147(b) of title 5.

(b) Effective date

This section shall apply with respect to appropriations for fiscal year 2013 and each year thereafter.

(Pub. L. 113–6, div. F, title VI, §1606, Mar. 26, 2013, 127 Stat. 426.)

REFERENCES IN TEXT

Section 1101, referred to in subsec. (a), is section 1101 of title I of div. F of Pub. L. 113–6, Mar. 26, 2013, 127 Stat. 412, which is not classified to the Code.

CHAPTER 29—CAPITOL POLICE

SUBCHAPTER I—ORGANIZATION AND ADMINISTRATION

PART A—GENERAL

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| <p>Sec. 1901. 1902. 1903. 1904. 1905. 1905a. 1906. 1907. 1907a. 1907b. 1908. 1909.</p> | <p>Establishment; officer appointments. Compensation of Chief. Chief Administrative Officer. Certifying officers. Deposit and use of reimbursements for law enforcement assistance. Reimbursement for salaries paid for service at Federal Law Enforcement Training Center. Disposal of surplus property. Transfer of disbursing function. Authority to transfer amounts between salaries and general expenses. Funds available for workers compensation payments. Legal representation authority. Inspector General for the United States Capitol Police.</p> |
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| <p>Sec. 1910. 1911.</p> | <p>Report of disbursements. General Counsel to the Chief of Police and the United States Capitol Police.</p> |
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PART B—COMPENSATION AND OTHER PERSONNEL MATTERS

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| <p>1921. 1921a. 1922. 1923. 1924. 1925. 1926. 1927. 1928. 1929. 1930. 1931. 1932. 1933. 1934.</p> | <p>Repealed. Sole and exclusive authority of Board and Chief to determine rates of pay. Unified payroll administration. Unified schedules of rates of basic pay and leave system. Repealed. Educational assistance program for employees. Bonuses, retention allowances, and additional compensation. Repealed. Applicable pay rate upon appointment. Additional compensation for employees with specialty assignments and proficiencies. Application of premium pay limits on annualized basis. Clarification of authorities regarding certain personnel benefits. Waiver by Chief of Capitol Police of claims arising out of erroneous payments to officers and employees.</p> |
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PART C—UNIFORM AND ARMS

| | |
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| <p>1941. 1942. 1943. 1944.</p> | <p>Uniform. Uniform to display United States flag or colors. Repealed. Wearing uniform on duty.</p> |
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PART D—UNITED STATES CAPITOL POLICE MEMORIAL FUND

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| <p>1951. 1952. 1953. 1954.</p> | <p>Establishment of United States Capitol Police Memorial Fund. Payments from Fund for families of Detective Gibson and Private First Class Chestnut. Tax treatment of Fund. Administration by Capitol Police Board.</p> |
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SUBCHAPTER II—POWERS AND DUTIES

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| <p>1961. 1962. 1963. 1964. 1965. 1966. 1967. 1968. 1969. 1970. 1971. 1972. 1973. 1974. 1975. 1976. 1977. 1978. 1979. 1980. 1981.</p> | <p>Policing of Capitol Buildings and Grounds. Detail of police. Protection of grounds. Security systems for Capitol buildings and grounds. Maintenance of security systems for Capitol buildings and grounds. Protection of Members of Congress, officers of Congress, and members of their families. Law enforcement authority. Citation release. Regulation of traffic by Capitol Police Board. Assistance by Executive departments and agencies. Contributions of meals and refreshments during emergency duty. Contributions of comfort and other incidental items and services during emergency duty. Support and maintenance expenditures during emergency duty. Capitol Police special officers. Overseas travel. Acceptance of donations of animals. Settlement and payment of tort claims. Deployment outside of jurisdiction. Release of security information. Mounted horse unit. Advance payments.</p> |
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SUBCHAPTER I—ORGANIZATION AND
ADMINISTRATION

PART A—GENERAL

§ 1901. Establishment; officer appointments

There shall be a Capitol police. There shall be a captain of the Capitol police and such other members with such rates of compensation, respectively, as may be appropriated for by Congress from year to year. The Capitol Police shall be headed by a Chief who shall be appointed by the Capitol Police Board and shall serve at the pleasure of the Board.

(R.S. §1821; Apr. 28, 1902, ch. 594, 32 Stat. 124; June 28, 1943, ch. 173, title I, 57 Stat. 230; Pub. L. 96-152, §1(a), Dec. 20, 1979, 93 Stat. 1099; Pub. L. 108-7, div. H, title I, §1018(h)(1), Feb. 20, 2003, 117 Stat. 368; Pub. L. 111-145, §6(e)(1)-(3), Mar. 4, 2010, 124 Stat. 54, 55.)

CODIFICATION

Section was classified to section 206 of former Title 40, prior to the enactment of Title 40, Public Buildings, Property, and Works, by Pub. L. 107-217, §1, Aug. 21, 2002, 116 Stat. 1062.

Section was a composite of provisions of R.S. §1821, act Apr. 28, 1902, and act June 28, 1943, cited in the credits. Provisions from act Apr. 28, 1902, and act June 28, 1943, were repealed by Pub. L. 111-145, §6(e)(1).

R.S. §1821 derived from acts Mar. 2, 1867, ch. 167, §2, 14 Stat. 466; Mar. 3, 1873, ch. 226, 17 Stat. 488.

AMENDMENTS

2010—Pub. L. 111-145, §6(e)(3), amended first sentence of R.S. §1821 by striking “, the members of which shall be appointed by the Sergeants-at-Arms of the two Houses and the Architect of the Capitol Extension” after “There shall be a Capitol police”.

Pub. L. 111-145, §6(e)(2), repealed Pub. L. 108-7, §1018(h)(1), and provided that the sentence repealed by such section is restored to appear at end of section. See 2003 Amendment note below.

Pub. L. 111-145, §6(e)(1), struck out “The captain and lieutenants shall be selected jointly by the Sergeant at Arms of the Senate and the Sergeant at Arms of the House of Representatives; and one-half of the privates shall be selected by the Sergeant at Arms of the Senate and one-half by the Sergeant at Arms of the House of Representatives.” after “from year to year.”

2003—Pub. L. 108-7, §1018(h)(1), which struck out last sentence which read “The Capitol Police shall be headed by a Chief who shall be appointed by the Capitol Police Board and shall serve at the pleasure of the Board.”, was repealed by Pub. L. 111-145, §6(e)(2).

1979—Pub. L. 96-152 inserted last sentence providing that the Capitol Police be headed by a Chief who shall be appointed by the Capitol Police Board and who shall serve at the pleasure of the Board.

EFFECTIVE DATE OF 2010 AMENDMENT

Pub. L. 111-145, §6(d), Mar. 4, 2010, 124 Stat. 54, provided that:

“(1) REPEAL OF DUPLICATE PROVISIONS.—Effective as if included in the enactment of the Legislative Branch Appropriations Act, 2008 (Public Law 110-161), section 1004 of such Act [enacting sections 141b and 143c of this title, amending sections 167i, 167j, 182b, 185, and 1961 of this title and sections 5101, 5102, and 5104 of Title 40, Public Buildings, Property, and Works, repealing sections 167 to 167h of this title, enacting provisions set out as notes under this section and sections 167 and 182b of this title, and repealing provisions set out as notes under this section] is repealed, and any provision of law amended or repealed by such section is restored or revived to read as if such section had not been enacted into law.

“(2) NO EFFECT ON OTHER ACT.—Nothing in paragraph (1) may be construed to prevent the enactment or implementation of any provision of the U.S. Capitol Police and Library of Congress Police Merger Implementation Act of 2007 (Public Law 110-178) [see Tables for classification], including any provision of such Act that amends or repeals a provision of law which is restored or revived pursuant to paragraph (1).”

Pub. L. 111-145, §6(e)(4), Mar. 4, 2010, 124 Stat. 55, provided that: “The amendments made by this subsection [amending this section] shall take effect as if included in the enactment of the Legislative Branch Appropriations Act, 2003 [Pub. L. 108-7, div. H].”

EFFECTIVE DATE OF 2003 AMENDMENT

Amendment by Pub. L. 108-7 effective Feb. 20, 2003, and applicable to fiscal year 2003 and each fiscal year thereafter, see section 1907(i) of this title.

EFFECTIVE DATE OF 1979 AMENDMENT

Pub. L. 96-152, §7, Dec. 20, 1979, 93 Stat. 1100, provided that: “This Act [enacting section 1902 of this title and amending this section] shall take effect on the first day of the second month after the month in which this Act is enacted [Dec. 1979].”

SHORT TITLE OF 2010 AMENDMENT

Pub. L. 111-145, §1, Mar. 4, 2010, 124 Stat. 49, provided that: “This Act [see Tables for classification] may be cited as the ‘United States Capitol Police Administrative Technical Corrections Act of 2009’.”

SHORT TITLE OF 2008 AMENDMENT

Pub. L. 110-178, §1, Jan. 7, 2008, 121 Stat. 2546, provided that: “This Act [enacting sections 141b and 143c of this title, amending sections 167i, 167j, 182b, 185, and 1961 of this title and sections 5101, 5102, and 5104 of Title 40, Public Buildings, Property, and Works, repealing sections 167 to 167h of this title, enacting provisions set out as notes under this section and sections 167 and 182b of this title, and repealing provisions set out as notes under this section] may be cited as the ‘U.S. Capitol Police and Library of Congress Police Merger Implementation Act of 2007’.”

SHORT TITLE OF 2007 AMENDMENT

Pub. L. 110-161, div. H, title I, §1004(a), Dec. 26, 2007, 121 Stat. 2227, which provided that section 1004 of Pub. L. 110-161 could be cited as the “U.S. Capitol Police and Library of Congress Police Merger Implementation Act of 2007”, was repealed by Pub. L. 111-145, §6(d)(1), Mar. 4, 2010, 124 Stat. 54. For identical short title, see above.

CAPITOL POLICE BOARD

Pub. L. 108-7, div. H, title I, §1014, Feb. 20, 2003, 117 Stat. 361, provided that:

“(a) CAPITOL POLICE BOARD; COMPOSITION; REDEFINING MISSION.—

“(1) PURPOSE.—The purpose of the Capitol Police Board is to oversee and support the Capitol Police in its mission and to advance coordination between the Capitol Police and the Sergeant at Arms of the House of Representatives and the Sergeant at Arms and Doorkeeper of the Senate, in their law enforcement capacities, and the Congress. Consistent with this purpose, the Capitol Police Board shall establish general goals and objectives covering its major functions and operations to improve the efficiency and effectiveness of its operations.

“(2) COMPOSITION.—The Capitol Police Board shall consist of the Sergeant at Arms of the House of Representatives, the Sergeant at Arms and Doorkeeper of the Senate, the Chief of the Capitol Police, and the Architect of the Capitol. The Chief of Capitol Police shall serve in an ex-officio capacity and be a non-voting member of the Board.

“(b) INITIAL REVIEW AND REPORT.—Not later than 180 days after the date of the enactment of this Act [Feb. 20, 2003], the Capitol Police Board shall—