

(Pub. L. 110-437, title II, §206, Oct. 20, 2008, 122 Stat. 4988.)

SUBCHAPTER III—CAPITOL VISITOR
CENTER REVOLVING FUND

§ 2231. Establishment and accounts

There is established in the Treasury of the United States a revolving fund to be known as the Capitol Visitor Center Revolving Fund (in this section referred to as the “Fund”), consisting of the following individual accounts:

- (1) The Gift Shop Account.
- (2) The Miscellaneous Receipts Account.

(Pub. L. 110-437, title III, §301, Oct. 20, 2008, 122 Stat. 4989.)

§ 2232. Deposits in the Fund

(a) Gift Shop Account

There shall be deposited in the Gift Shop Account all monies received from sales and other services by the gift shop established under section 2215 of this title, together with any interest accrued on balances in the Account.

(b) Miscellaneous Receipts Account

There shall be deposited in the Miscellaneous Receipts Account each of the following (together with any interest accrued on balances in the Account):

- (1) Any amounts deposited under section 2216(c) of this title.
- (2) Any other receipts received from the operation of the Capitol Visitor Center.
- (3) Any amounts described under section 2273(d) of this title.

(Pub. L. 110-437, title III, §302, Oct. 20, 2008, 122 Stat. 4989.)

§ 2233. Use of monies

(a) Gift Shop Account

(1) In general

All monies in the Gift Shop Account shall be available without fiscal year limitation for disbursement by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, in connection with the operation of the gift shop under section 2215 of this title, including supplies, inventories, equipment, and other expenses. In addition, such monies may be used by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, to reimburse any applicable appropriations account for amounts used from such appropriations account to pay the salaries of employees of the gift shops.

(2) Use of remaining funds

To the extent monies in the Gift Shop Account are available after disbursements and reimbursements are made under paragraph (1), the Architect of the Capitol, upon recommendation of the Chief Executive Officer, may disburse such monies for the operation of the Capitol Visitor Center, after consultation with—

- (A) the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives; and

- (B) the Committees on Appropriations of the House of Representatives and Senate.

(b) Miscellaneous Receipts Account

All monies in the Miscellaneous Receipts Account shall be available without fiscal year limitation for disbursement by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, for the operations of the Capitol Visitor Center, after consultation with—

- (1) the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives; and
- (2) the Committees on Appropriations of the House of Representatives and Senate.

(Pub. L. 110-437, title III, §303, Oct. 20, 2008, 122 Stat. 4989.)

§ 2234. Administration of Fund

(a) Disbursements

Disbursements from the Fund may be made by the Architect of the Capitol, upon recommendation of the Chief Executive Officer.

(b) Investment authority

The Secretary of the Treasury shall invest any portion of the Fund that, as determined by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, is not required to meet current expenses. Each investment shall be made in an interest-bearing obligation of the United States or an obligation guaranteed both as to principal and interest by the United States that, as determined by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, has a maturity date suitable for the purposes of the Fund. The Secretary of the Treasury shall credit interest earned on the obligations to the Fund.

(c) Audit

The Fund shall be subject to audit by the Comptroller General at the discretion of the Comptroller General.

(Pub. L. 110-437, title III, §304, Oct. 20, 2008, 122 Stat. 4990.)

SUBCHAPTER IV—CAPITOL GUIDE SERVICE
AND OFFICE OF CONGRESSIONAL ACCESS-
IBILITY SERVICES

PART A—CAPITOL GUIDE SERVICE

§ 2241. Transfer of Capitol Guide Service

(a) Transfer of authorities and personnel to Office of the Capitol Visitor Center

In accordance with the provisions of this subchapter, effective on the transfer date—

- (1) the Capitol Guide Service shall be an office within the Office;
- (2) the contracts, liabilities, records, property, appropriations, and other assets and interests of the Capitol Guide Service, established under section 2166 of this title, and the employees of the Capitol Guide Service, are transferred to the Office, except that the transfer of any amounts appropriated to the Capitol Guide Service that remain available as of the transfer date shall occur only upon the

approval of the Committees on Appropriations of the House of Representatives and Senate; and

(3) the Capitol Guide Service shall be subject to the direction of the Architect of the Capitol, upon recommendation of the Chief Executive Officer, in accordance with this part.

(b) Treatment of employees of Capitol Guide Service at time of transfer

(1) In general

Any individual who is an employee of the Capitol Guide Service on a non-temporary basis on the transfer date who is transferred to the Office under subsection (a) shall be subject to the authority of the Architect of the Capitol under section 2242(b) of this title, except that the individual's grade, compensation, rate of leave, or other benefits that apply with respect to the individual at the time of transfer shall not be reduced while such individual remains continuously so employed in the same position within the Office, other than for cause.

(2) Eligibility for immediate retirement on basis of involuntary separation

For purposes of section 8336(d) and section 8414(b) of title 5, an individual described in paragraph (1) who is separated from service with the Office shall be considered to have separated from the service involuntarily if, at the time the individual is separated from service—

(A) the individual has completed 25 years of service under such title; or

(B) the individual has completed 20 years of service under such title and is 50 years of age or older.

(c) Exception for Congressional Special Services Office

This section does not apply with respect to any employees, contracts, liabilities, records, property, appropriations, and other assets and interests of the Congressional Special Services Office of the Capitol Guide Service that are transferred to the Office of Congressional Accessibility Services under part B.

(Pub. L. 110-437, title IV, § 401, Oct. 20, 2008, 122 Stat. 4990.)

Editorial Notes

REFERENCES IN TEXT

This subchapter, referred to in subsec. (a), was in the original “this title”, meaning title IV of Pub. L. 110-437, Oct. 20, 2008, 122 Stat. 4990, which is classified principally to this subchapter. For complete classification of title IV to the Code, see Tables.

Section 2166 of this title, referred to in subsec. (a)(2), was repealed by Pub. L. 110-437, title IV, § 422(a), Oct. 20, 2008, 122 Stat. 4996.

§ 2242. Duties of employees of Capitol Guide Service

(a) Provision of guided tours

(1) Tours

In accordance with this section, the Capitol Guide Service shall provide without charge guided tours of the interior of the United States Capitol, including the Capitol Visitor

Center, for the education and enlightenment of the general public.

(2) Acceptance of fees prohibited

An employee of the Capitol Guide Service shall not charge or accept any fee, or accept any gratuity, for or on account of the official services of that employee.

(3) Regulations of the Architect of the Capitol

All such tours shall be conducted in compliance with regulations approved by the Architect of the Capitol, upon recommendation of the Chief Executive Officer.

(b) Authority of the Architect of the Capitol

In providing for the direction, supervision, and control of the Capitol Guide Service, the Architect of the Capitol, upon recommendation of the Chief Executive Officer, is authorized to—

(1) subject to the availability of appropriations, establish and revise such number of positions of Guide in the Capitol Guide Service as the Architect of the Capitol considers necessary to carry out effectively the activities of the Capitol Guide Service;

(2) appoint, on a permanent basis without regard to political affiliation and solely on the basis of fitness to perform their duties, a Chief Guide and such deputies as the Architect of the Capitol considers appropriate for the effective administration of the Capitol Guide Service and, in addition, such number of Guides as may be authorized;

(3) with the approval of the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives, with respect to the individuals appointed under paragraph (2)—

(A) prescribe the individual's duties and responsibilities; and

(B) fix, and adjust from time to time, respective rates of pay at single per annum (gross) rates;

(4) with respect to the individuals appointed under paragraph (2), take appropriate disciplinary action, including, when circumstances warrant, suspension from duty without pay, reduction in pay, demotion, or termination of employment with the Capitol Guide Service, against any employee who violates any provision of this section or any regulation prescribed by the Architect of the Capitol under paragraph (8);

(5) prescribe a uniform dress, including appropriate insignia, which shall be worn by personnel of the Capitol Guide Service;

(6) from time to time and as may be necessary, procure and furnish such uniforms to such personnel without charge to such personnel;

(7) receive and consider advice and information from any private historical or educational organization, association, or society with respect to those operations of the Capitol Guide Service which involve the furnishing of historical and educational information to the general public; and

(8) with the approval of the Committee on Rules and Administration of the Senate and the Committee on House Administration of

the House of Representatives, prescribe such regulations as the Architect of the Capitol considers necessary and appropriate for the operation of the Capitol Guide Service, including regulations with respect to tour routes and hours of operation, number of visitors per guide, staff-led tours, and non-law enforcement security and special event related support.

(c) Provision of accessible tours in coordination with Office of Congressional Accessibility Services

The Chief Executive Officer shall coordinate the provision of accessible tours for individuals with disabilities with the Office of Congressional Accessibility Services established under part B.

(d) Detail of personnel

The Architect of the Capitol shall detail personnel of the Capitol Guide Service based on a request from the Capitol Police Board to assist the United States Capitol Police by providing ushering and informational services, and other services not directly involving law enforcement, in connection with—

- (1) the inauguration of the President and Vice President of the United States;
- (2) the official reception of representatives of foreign nations and other persons by the Senate or House of Representatives; or
- (3) other special or ceremonial occasions in the United States Capitol or on the United States Capitol Grounds that—
 - (A) require the presence of additional Government personnel; and
 - (B) cause the temporary suspension of the performance of regular duties.

(e) Effective date

This section shall take effect on the transfer date.

(Pub. L. 110-437, title IV, § 402, Oct. 20, 2008, 122 Stat. 4991.)

PART B—OFFICE OF CONGRESSIONAL
ACCESSIBILITY SERVICES

§ 2251. Office of Congressional Accessibility Services

(a) Omitted

(b) Specific functions

The Director of Accessibility Services shall submit to the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives a list of the specific functions that the Office of Congressional Accessibility Services will perform in carrying out this part with the approval of the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives. The Director of Accessibility Services shall submit the list not later than 30 days after the transfer date.

(c) Transition for current Director

The individual who serves as the head of the Congressional Special Services Office as of October 20, 2008, shall be the first Director of Accessibility Services appointed by the Congressional

Accessibility Services Board under section 2172 of this title.

(Pub. L. 110-437, title IV, § 411, Oct. 20, 2008, 122 Stat. 4993.)

Editorial Notes

CODIFICATION

Section is comprised of section 411 of Pub. L. 110-437. Subsec. (a) of section 411 of Pub. L. 110-437 amended section 2172 of this title.

§ 2252. Transfer from Capitol Guide Service

(a) Transfer of authorities and personnel of Congressional Special Services Office of Capitol Guide Service

In accordance with the provisions of this subchapter, effective on the transfer date—

- (1) the contracts, liabilities, records, property, appropriations, and other assets and interests of the Congressional Special Services Office of the Capitol Guide Service, and the employees of such Office, are transferred to the Office of Congressional Accessibility Services established under section 2172(a) of this title (as amended by section 2251 of this title), except that the transfer of any amounts appropriated to the Congressional Special Services Office that remain available as of the transfer date shall occur only upon the approval of the Committees on Appropriations of the House of Representatives and Senate; and
- (2) the employees of such Office shall be subject to the direction, supervision, and control of the Director of Accessibility Services.

(b) Treatment of employees at time of transfer

(1) In general

Any individual who is an employee of the Congressional Special Services Office of the Capitol Guide Service on a non-temporary basis on the transfer date who is transferred under subsection (a) shall be subject to the authority of the Director of Accessibility Services under section 2172(b) of this title (as amended by section 2251 of this title), except that the individual's grade, compensation, rate of leave, or other benefits that apply with respect to the individual at the time of transfer shall not be reduced while such individual remains continuously so employed in the same position within the Office of Congressional Accessibility Services established under section 2172(a) of this title (as amended by section 2251 of this title), other than for cause.

(2) Eligibility for immediate retirement on basis of involuntary separation

For purposes of section 8336(d) and section 8414(b) of title 5, an individual described in paragraph (1) who is separated from service with the Office of Congressional Accessibility Services shall be considered to have separated from the service involuntarily if, at the time the individual is separated from service—

- (A) the individual has completed 25 years of service under such title; or
- (B) the individual has completed 20 years of service under such title and is 50 years of age or older.

(3) Prohibiting imposition of probationary period

The Director of Accessibility Services may not impose a period of probation with respect to the transfer of any individual who is transferred to the Office of Congressional Accessibility Services under subsection (a).

(Pub. L. 110-437, title IV, §412, Oct. 20, 2008, 122 Stat. 4995.)

Editorial Notes

REFERENCES IN TEXT

This subchapter, referred to in subsec. (a), was in the original “this title”, meaning title IV of Pub. L. 110-437, Oct. 20, 2008, 122 Stat. 4990, which is classified principally to this subchapter. For complete classification of title IV to the Code, see Tables.

PART C—TRANSFER DATE

§ 2261. Transfer date

In this subchapter, the term “transfer date” means the date occurring on the first day of the first pay period (applicable to employees transferred under section 2241 of this title) occurring on or after 30 days after October 20, 2008.

(Pub. L. 110-437, title IV, §421, Oct. 20, 2008, 122 Stat. 4996.)

Editorial Notes

REFERENCES IN TEXT

This subchapter, referred to in text, was in the original “this title”, meaning title IV of Pub. L. 110-437, Oct. 20, 2008, 122 Stat. 4990, which is classified principally to this subchapter. For complete classification of title IV to the Code, see Tables.

SUBCHAPTER V—MISCELLANEOUS PROVISIONS

§ 2271. Jurisdictions unaffected

(a) Security jurisdiction unaffected

Nothing in this chapter granting any authority to the Architect of the Capitol or Chief Executive Officer shall be construed to affect the exclusive jurisdiction of the Capitol Police, the Capitol Police Board, the Sergeant at Arms and Doorkeeper of the Senate, and the Sergeant at Arms of the House of Representatives to provide security for the Capitol, including the Capitol Visitor Center.

(b) Architect of the Capitol jurisdiction unaffected

(1) In general

Nothing in this chapter granting any authority to the Chief Executive Officer shall be construed to affect the exclusive jurisdiction of the Architect of the Capitol for the care and superintendence of the Capitol Visitor Center. All maintenance services, groundskeeping services, improvements, alterations, additions, and repairs for the Capitol Visitor Center shall be made under the direction and supervision of the Architect, subject to the approval of the Committee on Rules and Administration of the Senate and the House Office Building Commission as to matters of general policy.

(2) Omitted

(Pub. L. 110-437, title V, §501, Oct. 20, 2008, 122 Stat. 4997.)

Editorial Notes

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 110-437, Oct. 20, 2008, 122 Stat. 4983, known as the Capitol Visitor Center Act of 2008, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 2201 of this title and Tables.

CODIFICATION

Section is comprised of section 501 of Pub. L. 110-437. Subsec. (b)(2) of section 501 of Pub. L. 110-437 repealed section 1825 of this title.

§ 2272. Acceptance of volunteer services

Notwithstanding section 1342 of title 31, the Architect of the Capitol, upon the recommendation of the Chief Executive Officer, may accept and use voluntary and uncompensated services for the Capitol Visitor Center as the Architect of the Capitol determines necessary. No person shall be permitted to donate personal services under this section unless such person has first agreed, in writing, to waive any and all claims against the United States arising out of or connection with such services, other than a claim under the provisions of chapter 81 of title 5. No person donating personal services under this section shall be considered an employee of the United States for any purpose other than for purposes of chapter 81 of such title. In no case shall the acceptance of personal services under this subsection¹ result in the reduction of pay or displacement of any employee of the Office of the Architect of the Capitol.

(Pub. L. 110-437, title V, §503, Oct. 20, 2008, 122 Stat. 4997.)

§ 2273. Coins treated as gifts

(a) Definition

In this section, the term “covered grounds” means—

- (1) the grounds described under section 5102 of title 40;
- (2) the Capitol Buildings defined under section 5101 of title 40, including the Capitol Visitor Center; and
- (3) the Library of Congress buildings and grounds described under section 167j of this title.

(b) Treatment of coins

In the case of any coins in any fountains on covered grounds—

- (1) such coins shall be treated as gifts to the United States; and
- (2) the Architect of the Capitol shall—
 - (A) collect such coins at such times and in such manner as the Architect determines appropriate; and
 - (B) except as provided under subsection (c), deposit the collected coins in accordance with subsection (d).

¹ So in original. Probably should be “section”.