

Sec.	
1881b.	Regulations and procedures.
1881c.	Authorization of appropriations.
1881d.	Effective date.

## SUBCHAPTER I—GENERAL

**§ 1801. Repealed. Pub. L. 118–31, div. E, title LVII, § 5702(d)(1), Dec. 22, 2023, 137 Stat. 960**

Section, Pub. L. 101–163, title III, §319, Nov. 21, 1989, 103 Stat. 1068; Pub. L. 104–19, title I, §701, July 27, 1995, 109 Stat. 220, related to appointment of Architect of the Capitol by the President by and with the advice and consent of the Senate for a term of 10 years. See section 1801a of this title.

## Editorial Notes

## CODIFICATION

Section was classified to section 162–1 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.

## PRIOR PROVISIONS

Act Aug. 15, 1876, ch. 287, 19 Stat. 147, transferred duties relative to the Capitol theretofore performed by Commissioner of Public Buildings and Grounds to Architect of the Capitol.

Act Mar. 2, 1867, ch. 167, §2, 14 Stat. 466, abolished office of Commissioner of Public Buildings and Grounds referred to in section 1811 of this title, and transferred the duties of that office to the Chief of Engineers of the Army.

Act Sept. 30, 1850, ch. 90, §1, 9 Stat. 538, made appropriation for “the extension of the Capitol” according to the plan as might be approved by the President, to be expended under his direction, “by such architect as he may appoint to execute the same.” Subsequent acts frequently referred to the Architect of the Capitol or to the Architect of the Capitol Extension.

Act Mar. 3, 1829, ch. 51, §2, 4 Stat. 363, authorized President to continue office of Architect of the Capitol long enough to complete work in progress.

Act May 2, 1828, ch. 45, §3, 4 Stat. 266, abolished office of Architect of the Capitol. The duties of that office were transferred to Commissioner of Public Buildings and Grounds, appointed by President under act April 29, 1816, ch. 150, §2, 3 Stat. 324, to succeed a previously existing board of three commissioners of Public Buildings and Grounds.

## Statutory Notes and Related Subsidiaries

## CHANGE OF NAME

The name of Superintendent of the Capitol Building and Grounds was changed to Architect of the Capitol by Act Mar. 3, 1921, ch. 124, 41 Stat. 1291, the Legislative, Executive, and Judicial Appropriation Act Mar. 3, 1921, fiscal year 1922.

The name of Architect of the Capitol was changed to Superintendent of the Capitol Building and Grounds, by act Feb. 14, 1902, ch. 17, 32 Stat. 20, popularly known as the “Urgent Deficiency Appropriation Act for 1902”.

## EFFECTIVE DATE OF REPEAL

Repeal applicable with respect to appointments made on or after Dec. 22, 2023, see section 1801a(e) of this title.

## SHORT TITLE OF 2023 AMENDMENT

Pub. L. 118–31, div. E, title LVII, §5701, Dec. 22, 2023, 137 Stat. 960, provided that: “This title [enacting sections 1801a and 1805a of this title, amending sections 1805 and 1811 of this title, and repealing this section and section 1804 of this title] may be cited as the ‘Architect of the Capitol Appointment Act of 2023’.”

## SHORT TITLE OF 2016 AMENDMENT

Pub. L. 114–156, §1, May 16, 2016, 130 Stat. 391, provided that: “This Act [enacting subchapter V of this chapter] may be cited as the ‘Fallen Heroes Flag Act of 2016’.”

## COMPREHENSIVE MANAGEMENT STUDY AND RESPONSE

Pub. L. 107–68, title I, §129(d), Nov. 12, 2001, 115 Stat. 580, required the Comptroller General to conduct a comprehensive management study of the operations of the Architect of the Capitol by Nov. 1, 2002, and required the Architect of the Capitol to develop and submit a management improvement plan.

## ACCOUNTING AND FINANCIAL MANAGEMENT SYSTEM

Pub. L. 107–68, title I, §132, Nov. 12, 2001, 115 Stat. 581, which directed the Architect of the Capitol to develop and maintain an accounting and financial management system, including financial reporting and internal controls, was from the Legislative Branch Appropriations Act, 2002.

**§ 1801a. Appointment and term of service of Architect of the Capitol**

## (a) Appointment

The Architect of the Capitol shall be appointed, without regard to political affiliation and solely on the basis of fitness to perform the duties of the office, upon a majority vote of a congressional commission (referred to in this section as the “commission”) consisting of the Speaker of the House of Representatives, the majority leader of the Senate, the minority leaders of the House of Representatives and Senate, the chair and ranking minority member of the Committee on Appropriations of the House of Representatives, the chairman and ranking minority member of the Committee on Appropriations of the Senate, the chair and ranking minority member of the Committee on House Administration of the House of Representatives, and the chairman and ranking minority member of the Committee on Rules and Administration of the Senate.

## (b) Term of service

The Architect of the Capitol shall be appointed for a term of 10 years and, upon a majority vote of the members of the commission, may be reappointed for additional 10-year terms.

## (c) Removal

The Architect of the Capitol may be removed from office at any time upon a majority vote of the members of the commission.

## (d) Omitted

## (e) Effective date

This section, and the amendments made by this section, shall apply with respect to appointments made on or after December 22, 2023.

(Pub. L. 118–31, div. E, title LVII, §5702, Dec. 22, 2023, 137 Stat. 960.)

## Editorial Notes

## REFERENCES IN TEXT

For the amendments made by this section, referred to in subsec. (e), see Codification note below.

## CODIFICATION

Section is comprised of section 5702 of Pub. L. 118–31. Subsec. (d)(1) of section 5702 of Pub. L. 118–31 repealed

section 1801 of this title. Subsec. (d)(2) of section 5702 of Pub. L. 118-31 amended section 1811 of this title.

### § 1802. Compensation

The compensation of the Architect of the Capitol shall be at an annual rate which is equal to the annual rate of basic pay for level II of the Executive Schedule under section 5313 of title 5.

(Pub. L. 96-146, §1, formerly §1(1), Dec. 14, 1979, 93 Stat. 1086; Pub. L. 107-68, title I, §129(a), Nov. 12, 2001, 115 Stat. 579; renumbered §1 and amended Pub. L. 116-94, div. E, title II, §212(a)(3)(D), Dec. 20, 2019, 133 Stat. 2775; Pub. L. 117-103, div. I, title II, §212(a), Mar. 15, 2022, 136 Stat. 526.)

#### Editorial Notes

##### CODIFICATION

Section was classified to section 162a 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.

##### PRIOR PROVISIONS

Prior provisions prescribing the annual rate of compensation of the Architect of the Capitol were contained in the following prior sections 162a of former Title 40, Public Buildings, Property, and Works:

Pub. L. 88-426, title II, §203(c), Aug. 14, 1964, 78 Stat. 415; Pub. L. 90-206, title II, §219(2), Dec. 16, 1967, 81 Stat. 639; Pub. L. 94-82, title II, §204(b), Aug. 9, 1975, 89 Stat. 421, which was omitted as superseded by Pub. L. 96-146, §1(1).

Acts Oct. 15, 1949, ch. 695, §5(a), 63 Stat. 880; Aug. 5, 1955, ch. 568, §101, 69 Stat. 515, which was repealed by Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 655.

##### AMENDMENTS

2022—Pub. L. 117-103 substituted “the annual rate of basic pay for level II of the Executive Schedule under section 5313 of title 5.” for “the maximum rate of pay in effect under section 4575(f) of this title.”

2019—Pub. L. 116-94 amended section generally. Prior to amendment, text read as follows: “The compensation of the Architect of the Capitol shall be at an annual rate which is equal to the lesser of the annual salary for the Sergeant at Arms of the House of Representatives or the annual salary for the Sergeant at Arms and Doorkeeper of the Senate.”

2001—Pub. L. 107-68, which directed amendment of “Section 203(c) of the Federal Legislative Salary Act of 1964 (40 U.S.C. 162a)” by striking “the annual rate of basic pay” and all that follows and inserting “the lesser of the annual salary for the Sergeant at Arms of the House of Representatives or the annual salary for the Sergeant at Arms and Doorkeeper of the Senate.”, was executed by substituting the new language for “the annual rate of basic pay payable for positions at level III of the Executive Schedule under section 5314 of title 5” in this section, which is section 1(1) of Pub. L. 96-146, to reflect the probable intent of Congress.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2022 AMENDMENT

Pub. L. 117-103, div. I, title II, §212(c), Mar. 15, 2022, 136 Stat. 527, provided that: “This section [amending this section and section 1902 of this title] and the amendments made by this section shall take effect on the first day of the first applicable pay period beginning on or after the date of enactment of this Act [Mar. 15, 2022].”

##### EFFECTIVE DATE OF 2019 AMENDMENT

Amendment by Pub. L. 116-94 effective on the later of the first day of the first applicable pay period begin-

ning on or after Jan. 1, 2020, or the first day of the first applicable pay period beginning on or after Dec. 20, 2019, see section 212(c) of Pub. L. 116-94, set out as a note under section 282b of this title.

##### EFFECTIVE DATE OF 2001 AMENDMENT

Pub. L. 107-68, title I, §129(e), Nov. 12, 2001, 115 Stat. 580, provided that: “Except as provided in subsections (c)(2) and (d) [enacting provisions set out as notes under sections 1801 and 1849 of this title], this section [amending this section and section 1849 of this title and enacting provisions set out as notes under sections 1801, 1848, and 1849 of this title] and the amendments made by this section shall apply with respect to pay periods beginning on or after October 1, 2001.”

##### EFFECTIVE DATE

Pub. L. 96-146, §2, Dec. 14, 1979, 93 Stat. 1086, provided that: “The provisions of this Act [enacting this section and section 166b of former Title 40, Public Buildings, Property, and Works] shall take effect on the first day of the first applicable pay period commencing on or after the date of the enactment of this Act [Dec. 14, 1979].”

##### SALARY INCREASES

1987—Salary of Architect increased to \$82,500 per annum, on recommendation of the President of the United States, see note set out under section 358 of this title.

1977—Salary of Architect increased to \$50,000 per annum, on recommendation of the President of the United States, see note set out under section 358 of this title.

1969—Salary of Architect increased to \$38,000 per annum, on recommendation of the President of the United States, see note set out under section 358 of this title.

### § 1803. Delegation of authority

The Architect of the Capitol may delegate the duties and authorities of the Architect to officers and employees of the Office of the Architect of the Capitol, as the Architect determines appropriate.

(Aug. 5, 1955, ch. 568, 69 Stat. 515; Pub. L. 108-7, div. H, title I, §1205, Feb. 20, 2003, 117 Stat. 375; Pub. L. 116-260, div. O, title VII, §701(a), Dec. 27, 2020, 134 Stat. 2154.)

#### Editorial Notes

##### CODIFICATION

Section was classified to section 163b 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 is from the Legislative Branch Appropriation Act, 1956.

##### AMENDMENTS

2020—Pub. L. 116-260 substituted “delegate the duties and authorities of the Architect to officers and employees of the Office of the Architect of the Capitol, as the Architect determines appropriate” for “delegate to the assistants of the Architect such authority of the Architect as the Architect may determine proper, except those authorities, duties, and responsibilities specifically assigned to the Deputy Architect of the Capitol by the Legislative Branch Appropriations Act, 2003”.

2003—Pub. L. 108-7 substituted “Architect of the Capitol may delegate to the assistants of the Architect such authority of the Architect as the Architect may determine proper, except those authorities, duties, and responsibilities specifically assigned to the Deputy Architect of the Capitol by the Legislative Branch Approp-