

the general fund of the Treasury, an amount equal to the amount of the payment so accepted; and

(2) in the case of a repayment under paragraph (1), shall not be entitled to any payment from the Government for such expenses.

(c) Effective date

This section shall apply with respect to fiscal year 2019 and each succeeding fiscal year.

(Pub. L. 115–244, div. B, title I, § 135, Sept. 21, 2018, 132 Stat. 2937.)

**SUBCHAPTER V—CAPITOL-FLOWN FLAGS
FOR FAMILIES OF FALLEN HEROES**

§ 1881. Definitions

In this subchapter—

(1) the term “Capitol-flown flag” means a flag of the United States flown over the Capitol in honor of the deceased individual for whom the flag is requested;

(2) the terms “chaplain”, “firefighter”, “law enforcement officer”, “member of a rescue squad or ambulance crew”, and “public agency” have the meanings given such terms in section 10284 of title 34;

(3) the term “immediate family member”, with respect to an individual, means—

(A) the spouse, parent, brother, sister, or child of the individual or a person to whom the individual stands in loco parentis; or

(B) any other person related to the individual by blood or marriage;

(4) the term “public safety officer” means an individual serving a public agency in an official capacity, with or without compensation, as a law enforcement officer, as a firefighter, or as a chaplain; and

(5) the term “Representative” includes a Delegate or Resident Commissioner to the Congress.

(Pub. L. 114–156, § 2, May 16, 2016, 130 Stat. 391.)

§ 1881a. Providing Capitol-flown flags for families of fallen heroes

(a) In general

At the request of an immediate family member of a firefighter, law enforcement officer, member of a rescue squad or ambulance crew, or public safety officer who died in the line of duty, the Representative or Senator of the family may provide to the family a Capitol-flown flag, together with the certificate described in subsection (c).

(b) No cost to family

A Capitol-flown flag provided under this section shall be provided at no cost to the family.

(c) Certificate

The certificate described in this subsection is a certificate which is signed by the Speaker of the House of Representatives and the Representative, or the President pro tempore of the Senate and the Senator, providing the Capitol-flown flag, as applicable, and which contains an expression of sympathy for the family involved from the House of Representatives or the Senate, as applicable.

(Pub. L. 114–156, § 3, May 16, 2016, 130 Stat. 391.)

§ 1881b. Regulations and procedures

(a) In general

Not later than 30 days after May 16, 2016, the Architect of the Capitol shall issue regulations for carrying out this subchapter, including regulations to establish procedures (including any appropriate forms, guidelines, and accompanying certificates) for requesting a Capitol-flown flag.

(b) Review

The regulations issued under subsection (a) shall take effect upon approval by the Committee on House Administration of the House of Representatives and the Committee on Rules and Administration of the Senate.

(Pub. L. 114–156, § 4, May 16, 2016, 130 Stat. 392.)

§ 1881c. Authorization of appropriations

There are authorized to be appropriated for each of fiscal years 2017 through 2028 such sums as may be necessary to carry out this subchapter, to be derived from amounts appropriated in each such fiscal year for the operation of the Architect of the Capitol, except that the aggregate amount appropriated to carry out this subchapter for all such fiscal years may not exceed \$40,000.

(Pub. L. 114–156, § 5, May 16, 2016, 130 Stat. 392; Pub. L. 117–328, div. I, title I, § 131, Dec. 29, 2022, 136 Stat. 4929.)

Editorial Notes

AMENDMENTS

2022—Pub. L. 117–328 substituted “through 2028” for “through 2022”.

§ 1881d. Effective date

This subchapter shall take effect on May 16, 2016, except that a Capitol-flown flag may not be provided under section 1881a of this title until the regulations issued under section 1881b(a) of this title take effect in accordance with section 1881b(b) of this title.

(Pub. L. 114–156, § 6, May 16, 2016, 130 Stat. 392.)

CHAPTER 29—CAPITOL POLICE

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1966a. Protection of former Speakers of the House of Representatives.
1967. Law enforcement authority.
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1970. Assistance by Executive departments and agencies.
1971. Contributions of meals and refreshments during emergency duty.
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1974. Capitol Police special officers.
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1977. Settlement and payment of tort claims.
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1981. Advance payments.
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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.)

Editorial Notes

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.