

(c) Construction or improvement of real property

Any authority under subsection (a) or (b) shall not apply to any agreement providing for the construction or improvement of real property.

(d) Applicability

This section shall apply with respect to fiscal year 2015 and each succeeding fiscal year.

(Pub. L. 113–235, div. H, title I, §1102, Dec. 16, 2014, 128 Stat. 2532.)

SUBCHAPTER VII—OTHER ENTITIES AND SERVICES

§ 2161. Transferred**Editorial Notes****CODIFICATION**

Section 2161 was editorially reclassified as section 4902 of this title.

§ 2162. Capitol Power Plant**(a) Designation**

The heating, lighting, and power plant constructed under the terms of the Act approved April 28, 1904 (33 Stat. 479, chapter 1762) shall be known as the “Capitol Power Plant”.

(b) Definition

In this section, the term “carbon dioxide energy efficiency” means the quantity of electricity used to power equipment for carbon dioxide capture and storage or use.

(c) Feasibility study

The Architect of the Capitol shall conduct a feasibility study evaluating the available methods to capture, store, and use carbon dioxide emitted from the Capitol Power Plant as a result of burning fossil fuels. In carrying out the feasibility study, the Architect of the Capitol is encouraged to consult with individuals with expertise in carbon capture and storage or use, including experts with the Environmental Protection Agency, Department of Energy, academic institutions, non-profit organizations, and industry, as appropriate. The study shall consider—

- (1) the availability of technologies to capture and store or use Capitol Power Plant carbon dioxide emissions;
- (2) strategies to conserve energy and reduce carbon dioxide emissions at the Capitol Power Plant; and
- (3) other factors as determined by the Architect of the Capitol.

(d) Demonstration projects**(1) In general**

If the feasibility study determines that a demonstration project to capture and store or use Capitol Power Plant carbon dioxide emissions is technologically feasible and economically justified (including direct and indirect economic and environmental benefits), the Architect of the Capitol may conduct 1 or more demonstration projects to capture and store or use carbon dioxide emitted from the Capitol Power Plant as a result of burning fossil fuels.

(2) Factors for consideration

In carrying out such demonstration projects, the Architect of the Capitol shall consider—

- (A) the amount of Capitol Power Plant carbon dioxide emissions to be captured and stored or used;
- (B) whether the proposed project is able to reduce air pollutants other than carbon dioxide;
- (C) the carbon dioxide energy efficiency of the proposed project;
- (D) whether the proposed project is able to use carbon dioxide emissions;
- (E) whether the proposed project could be expanded to significantly increase the amount of Capitol Power Plant carbon dioxide emissions to be captured and stored or used;
- (F) the potential environmental, energy, and educational benefits of demonstrating the capture and storage or use of carbon dioxide at the U.S. Capitol; and
- (G) other factors as determined by the Architect of the Capitol.

(3) Terms and conditions

A demonstration project funded under this section shall be subject to such terms and conditions as the Architect of the Capitol may prescribe.

(e) Authorization of appropriations

There is authorized to be appropriated to carry out the feasibility study and demonstration project \$3,000,000. Such sums shall remain available until expended.

(Mar. 4, 1911, ch. 285, 36 Stat. 1414; Mar. 3, 1921, ch. 124, 41 Stat. 1291; Pub. L. 110–140, title V, §505(2), Dec. 19, 2007, 121 Stat. 1657.)

Editorial Notes**REFERENCES IN TEXT**

Act approved April 28, 1904, referred to in subsec. (a), is act Apr. 28, 1904, ch. 1762, 33 Stat. 452, which provided, at 33 Stat. 479, an appropriation for the construction of a heating, lighting and power plant in connection with the office building for the House of Representatives to furnish the necessary heat, light, and power for the office building for the House of Representatives, the Capitol building, the Congressional Library building, and for such other public buildings erected after Apr. 28, 1904, on grounds adjacent to the Capitol grounds at the east of the Capitol building and facing the same.

CODIFICATION

Section was classified to section 185 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 based on act Mar. 4, 1911, popularly known as the “Sundry Civil Appropriation Act, fiscal year 1912”. It followed an appropriation for the Capitol power plant.

AMENDMENTS

2007—Pub. L. 110–140 added text of section and struck out former text which read as follows: “The heating, lighting, and power plant constructed under the terms of the Act approved April 28, 1904, shall be known as the ‘Capitol power plant’; and all vacancies occurring in the force operating said plant and the substations in connection therewith shall be filled by the Architect of the Capitol with the approval of the commission in con-

trol of the House Office Building appointed under section 2001 of this title.”

Statutory Notes and Related Subsidiaries

CHANGE OF NAME

Change of name of Architect of the Capitol, functions abolished, transferred, etc., by prior acts, see Prior Provisions and Change of Name notes set out under former section 1801 of this title.

EFFECTIVE DATE OF 2007 AMENDMENT

Amendment by Pub. L. 110-140 effective on the date that is 1 day after Dec. 19, 2007, see section 1601 of Pub. L. 110-140, set out as an Effective Date note under section 1824 of this title.

MANAGEMENT AND OPERATION OF THE CAPITOL POWER PLANT

Pub. L. 108-447, div. G, title I, §1101, Dec. 8, 2004, 118 Stat. 3185, provided that:

“(a) DEFINITION.—In this section, the term ‘appropriate congressional committees’ means—

“(1) the Committee on Appropriations of the Senate and the House of Representatives;

“(2) the Committee on Rules and Administration of the Senate; and

“(3) the House Office Building Commission.

“(b) STUDY OF CONTRACT WITH A PRIVATE ENTITY.—Not later than 180 days after the date of enactment of this Act [Dec. 8, 2004], the Comptroller General shall conduct a study and submit to the appropriate congressional committees and the Architect of the Capitol a report that—

“(1) analyzes the costs, cost effectiveness, benefits, and feasibility of the Architect of the Capitol entering into a contract with a private entity for the management and operation of the Capitol Power Plant; and

“(2) makes a recommendation on whether the Architect of the Capitol should enter into such a contract.

“(c) IMPLEMENTATION PLAN.—If the Comptroller General makes a recommendation under subsection (b)(2) in favor of entering into a contract, the Architect of the Capitol shall submit an implementation plan for that contract to the appropriate congressional committees not later than the later of—

“(1) 270 days after the date of enactment of this Act [Dec. 8, 2004]; or

“(2) the date of the completion of the West Refrigeration Plant.

“(d) CONTRACT.—Subject to the approval of the appropriate congressional committees, the Architect of the Capitol shall enter into a contract with a private entity for the management and operation of the Capitol Power Plant.

“(e) EFFECTIVE DATE.—This section shall apply to fiscal year 2005 and each fiscal year thereafter.”

GENERAL SERVICES ADMINISTRATION COAL YARD

Pub. L. 100-458, title I, Oct. 1, 1988, 102 Stat. 2170, provided: “That appropriations under this head [“CAPITOL POWER PLANT”] shall hereafter be available for maintenance, alterations, personal and other services, and for all other necessary expenses of the Government owned property, buildings and facilities located in Lot 803, Square 695, formerly known as the General Services Administration Coal Yard at 42 I Street, S.E., in the District of Columbia.”

§ 2162a. Promoting maximum efficiency in operation of Capitol Power Plant

(a) Steam boilers

(1) In general

The Architect of the Capitol shall take such steps as may be necessary to operate the

steam boilers at the Capitol Power Plant in the most energy efficient manner possible to minimize carbon emissions and operating costs, including adjusting steam pressures and adjusting the operation of the boilers to take into account variations in demand, including seasonality, for the use of the system.

(2) Effective date

The Architect shall implement the steps required under paragraph (1) not later than 30 days after December 19, 2007.

(b) Chiller plant

(1) In general

The Architect of the Capitol shall take such steps as may be necessary to operate the chiller plant at the Capitol Power Plant in the most energy efficient manner possible to minimize carbon emissions and operating costs, including adjusting water temperatures and adjusting the operation of the chillers to take into account variations in demand, including seasonality, for the use of the system.

(2) Effective date

The Architect shall implement the steps required under paragraph (1) not later than 30 days after December 19, 2007.

(c) Meters

Not later than 90 days after December 19, 2007, the Architect of the Capitol shall evaluate the accuracy of the meters in use at the Capitol Power Plant and correct them as necessary.

(d) Report on implementation

Not later than 180 days after December 19, 2007, the Architect of the Capitol shall complete the implementation of the requirements of this section and submit a report describing the actions taken and the energy efficiencies achieved to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, the Committee on House Administration of the House of Representatives, and the Committee on Rules and Administration of the Senate.

(Pub. L. 110-140, title V, §504, Dec. 19, 2007, 121 Stat. 1656.)

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective on the date that is 1 day after Dec. 19, 2007, see section 1601 of Pub. L. 110-140, set out as a note under section 1824 of this title.

§ 2163. Capitol Grounds shuttle service

Funds appropriated for any available account of the Architect of the Capitol after October 1, 1976, shall be available for the purchase or rental, maintenance and operation of passenger motor vehicles to provide shuttle service for Members and employees of Congress to and from the buildings in the Legislative group.

(Pub. L. 94-440, title VI, Oct. 1, 1976, 90 Stat. 1453; Pub. L. 115-31, div. I, title I, §1206(a), May 5, 2017, 131 Stat. 582.)

Editorial Notes

CODIFICATION

Section was classified to section 223 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.

AMENDMENTS

2017—Pub. L. 115-31 substituted “appropriated for any available account of the Architect of the Capitol” for “appropriated under this heading”, which had been editorially changed to read “appropriated for the Capitol Grounds” to reflect the heading appearing in the Act.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2017 AMENDMENT

Pub. L. 115-31, div. I, title I, §1206(b), May 5, 2017, 131 Stat. 582, provided that: “The amendment made by subsection (a) [amending this section] shall apply with respect to fiscal year 2017 and each succeeding fiscal year.”

§ 2164. Transportation of House Pages by Capitol Grounds shuttle service

The passenger motor vehicles authorized by section 2163 of this title to provide a shuttle service for Members and employees of Congress may be used for the transportation of House Pages to and from special events associated with their education when approved by the House of Representatives Page Board: *Provided further*, That the use of the said passenger motor vehicles for transportation of House Pages shall not interfere with the shuttle service for Members and employees of the Congress.

(Pub. L. 99-151, title I, Nov. 13, 1985, 99 Stat. 801.)

Editorial Notes

CODIFICATION

Section was classified to section 224 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.

§ 2165. Repealed. Pub. L. 110-437, title I, § 101(e), Oct. 20, 2008, 122 Stat. 4985

Section, Pub. L. 90-264, title III, §301, Mar. 12, 1968, 82 Stat. 46; Pub. L. 104-186, title II, §221(16), Aug. 20, 1996, 110 Stat. 1750, related to Capitol educational and informational center and information and distribution stations and operation agreements.

Editorial Notes

CODIFICATION

Section was classified to section 831 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.

§ 2166. Repealed. Pub. L. 110-437, title IV, § 422(a), Oct. 20, 2008, 122 Stat. 4996

Section, Pub. L. 91-510, title IV, §441, Oct. 26, 1970, 84 Stat. 1190; Pub. L. 95-94, title I, Aug. 5, 1977, 91 Stat. 671; Pub. L. 104-186, title II, §221(17), Aug. 20, 1996, 110 Stat. 1750; Pub. L. 104-279, Oct. 9, 1996, 110 Stat. 3358, related to Capitol Guide Service. See section 2241 of this title.

Editorial Notes

CODIFICATION

Section was classified to section 851 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.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL

Repeal effective first day of first pay period (applicable to employees transferred under section 2241 of this title) on or after 30 days after Oct. 20, 2008, see section 422(d) of Pub. L. 110-437, set out as a note under section 1301 of this title.

§ 2167. Congressional Award Youth Park**(a) Designation**

The parcel of approximately 5 acres of land located on the Capitol Grounds and described in subsection (b) shall be known and designated as the “Congressional Award Youth Park”.

(b) Area included**(1) In general**

The parcel of land described in subsection (a) is—

(A) bounded on the north by Constitution Avenue, N.W.;

(B) bounded on the east by First Street, N.W.;

(C) bounded on the south by Pennsylvania Avenue, N.W.; and

(D) bounded on the west by Third Street N.W.

(2) Extension

The park shall extend to the curbs of the streets described in paragraph (1).

(c) Design**(1) Competition**

The Architect of the Capitol shall sponsor a competition for the design of the park, based on specifications developed by the Architect.

(2) Specifications**(A) In general**

Not later than June 30, 2002, the Architect, in consultation with the majority leader and the minority leader of the Senate, and the Speaker and the minority leader of the House of Representatives, shall develop the specifications for the park.

(B) Requirements**(i) In general**

The specifications shall require an outdoor design that is accessible to the public.

(ii) Inclusions

To the maximum extent practicable, the specifications shall include requirements for—

(I) a fountain;

(II) extensive use of trees and flowering plants from each of the 50 States;

(III) large-scale replicas of the medals awarded under the Congressional Award Program; and

(IV) the inscription of the names of all Congressional Award recipients.

(3) Selection**(A) In general**

As soon as practicable after the competition is completed, the Architect shall for—

ward at least 3 designs, with recommendations, to the United States Capitol Preservation Commission.

(B) Final selection

The United States Capitol Preservation Commission shall select and approve the final design from among the 3 designs submitted under subparagraph (A).

(d) Funding

Funds otherwise made available to the Architect of the Capitol under this Act shall be available to carry out this section.

(Pub. L. 107-68, title I, §134, Nov. 12, 2001, 115 Stat. 582.)

Editorial Notes

REFERENCES IN TEXT

This Act, referred to in subsec. (d), is Pub. L. 107-68, Nov. 12, 2001, 115 Stat. 560, known as the Legislative Branch Appropriations Act, 2002. For complete classification of this Act to the Code, see Tables.

CODIFICATION

Section was classified to section 217c 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.

§ 2168. Memorandum of understanding for provision of services of the United States Capitol telephone exchange for the House

(a) In general

The Chief Administrative Officer of the House of Representatives and the Sergeant at Arms and Doorkeeper of the Senate may enter into a memorandum of understanding under which the Sergeant at Arms and Doorkeeper shall provide all services of the United States Capitol telephone exchange for the House of Representatives, in accordance with such terms and conditions as may be provided in the memorandum of understanding.

(b) Transfer of positions and personnel

For any period during which a memorandum of understanding is in effect pursuant to this section—

(1) all positions in the United States Capitol telephone exchange for which the employing authority is the Chief Administrative Officer shall be transferred to the Sergeant at Arms and Doorkeeper;

(2) all employees in the United States Capitol telephone exchange for whom the employing authority is the Chief Administrative Officer shall be transferred to, and appointed by, the Sergeant at Arms and Doorkeeper; and

(3) the Sergeant at Arms and Doorkeeper shall serve as the employing authority for all personnel of the United States Capitol telephone exchange.

(c) Pay and leave accrual

In carrying out a memorandum of understanding pursuant to this section, the Sergeant at Arms and Doorkeeper shall ensure that, with respect to any employee of the United States Capitol telephone exchange whose employing authority prior to the effective date of the

memorandum was the Chief Administrative Officer—

(1) the rate of pay and leave accrual for the employee shall not be less than the employee's rate of pay and leave accrual for the most recent pay period prior to such date, unless—

(A) the employee does not remain in the same position with the exchange; or

(B) the rate of pay or leave accrual is reduced for cause; and

(2) any leave accrued by the employee that remains unused as of such date shall be transferred to the employee and made available for the employee to use under the same terms and conditions that applied to the use of the leave prior to such date.

(d) Omitted

(e) Reimbursement of expenses by House

(1) A memorandum of understanding under this section may include a provision requiring the reimbursement by the House of Representatives during a fiscal year (paid out of the applicable accounts of the House) of the expenses incurred by the Sergeant at Arms and Doorkeeper during the fiscal year in carrying out the memorandum with respect to the employees of the United States Capitol telephone exchange whose employing authority prior to the effective date of the memorandum was the Chief Administrative Officer.

(2) Any reimbursement made pursuant to this subsection—

(A) in the case of a reimbursement for salaries or agency contributions and related expenses, shall be deposited in the account under the heading "OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER" or "AGENCY CONTRIBUTIONS AND RELATED EXPENSES", under the heading "SALARIES, OFFICERS AND EMPLOYEES"; and

(B) in the case of a reimbursement for expenses, shall be deposited in the account under the heading "SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE" under the heading "CONTINGENT EXPENSES OF THE SENATE".

(3) Any funds deposited under paragraph (2) shall be available in like manner and for the same purposes as are other funds in the account to which the funds were deposited.

(f) Effective date

This section and the amendment made by this section shall apply with respect to fiscal year 2005 and each succeeding fiscal year.

(Pub. L. 108-447, div. G, title II, §215, Dec. 8, 2004, 118 Stat. 3197.)

Editorial Notes

CODIFICATION

Section is comprised of section 215 of div. G of Pub. L. 108-447. Subsec. (d) of section 215 of div. G of Pub. L. 108-447 amended section 293 of this title.

Section is from the Legislative Branch Appropriations Act, 2005, which is div. G of the Consolidated Appropriations Act, 2005.

§ 2169. Capitol complex E-85 refueling station

(a) Construction

The Architect of the Capitol may construct a fuel tank and pumping system for E-85 fuel at or

within close proximity to the Capitol Grounds Fuel Station.

(b) Use

The E-85 fuel tank and pumping system shall be available for use by all legislative branch vehicles capable of operating with E-85 fuel, subject to such other legislative branch agencies reimbursing the Architect of the Capitol for the costs of E-85 fuel used by such other legislative branch vehicles.

(c) Authorization of appropriations

There is authorized to be appropriated to carry out this section \$640,000 for fiscal year 2008.

(Pub. L. 110-140, title V, § 502, Dec. 19, 2007, 121 Stat. 1655.)

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective on the date that is 1 day after Dec. 19, 2007, see section 1601 of Pub. L. 110-140, set out as a note under section 1824 of this title.

§ 2170. Battery recharging stations for privately owned vehicles in parking areas under the jurisdiction of the Senate at no net cost to the Federal Government

(a) Definition

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

- (1) an employee whose pay is disbursed by the Secretary of the Senate; or
- (2) any other individual who is authorized to park in any parking area under the jurisdiction of the Senate on Capitol Grounds.

(b) Authority

(1) In general

Subject to paragraph (3), funds appropriated to the Architect of the Capitol under the heading “Capitol Power Plant” under the heading “ARCHITECT OF THE CAPITOL” in any fiscal year are available to construct, operate, and maintain on a reimbursable basis battery recharging stations in parking areas under the jurisdiction of the Senate on Capitol Grounds for use by privately owned vehicles used by Senators or covered employees.

(2) Vendors authorized

In carrying out paragraph (1), the Architect of the Capitol may use 1 or more vendors on a commission basis.

(3) Approval of construction

The Architect of the Capitol may construct or direct the construction of battery recharging stations described under paragraph (1) after—

- (A) submission of written notice detailing the numbers and locations of the battery recharging stations to the Committee on Rules and Administration of the Senate; and
- (B) approval by that Committee.

(c) Fees and charges

(1) In general

Subject to paragraph (2), the Architect of the Capitol shall charge fees or charges for

electricity provided to Senators and covered employees sufficient to cover the costs to the Architect of the Capitol to carry out this section, including costs to any vendors or other costs associated with maintaining the battery recharging stations.

(2) Approval of fees or charges

The Architect of the Capitol may establish and adjust fees or charges under paragraph (1) after—

- (A) submission of written notice detailing the amount of the fee or charge to be established or adjusted to the Committee on Rules and Administration of the Senate; and
- (B) approval by that Committee.

(d) Deposit and availability of fees, charges, and commissions

Any fees, charges, or commissions collected by the Architect of the Capitol under this section shall be—

- (1) deposited in the Treasury to the credit of the appropriations account described under subsection (b); and
- (2) available for obligation without further appropriation during—
 - (A) the fiscal year collected; and
 - (B) the fiscal year following the fiscal year collected.

(e) Reports

(1) In general

Not later than 30 days after the end of each fiscal year, the Architect of the Capitol shall submit a report on the financial administration and cost recovery of activities under this section with respect to that fiscal year to the Committee on Rules and Administration of the Senate.

(2) Avoiding subsidy

(A) Determination

Not later than 3 years after August 10, 2012, and every 3 years thereafter, the Architect of the Capitol shall submit a report to the Committee on Rules and Administration of the Senate determining whether Senators and covered employees using battery charging stations as authorized by this section are receiving a subsidy from the taxpayers.

(B) Modification of rates and fees

If a determination is made under subparagraph (A) that a subsidy is being received, the Architect of the Capitol shall submit a plan to the Committee on Rules and Administration of the Senate on how to update the program to ensure no subsidy is being received. If the committee does not act on the plan within 60 days, the Architect of the Capitol shall take appropriate steps to increase rates or fees to ensure reimbursement for the cost of the program consistent with an appropriate schedule for amortization, to be charged to those using the charging stations.

(f) Effective date

This section shall apply with respect to fiscal year 2011 and each fiscal year thereafter.

(Pub. L. 112-167, § 1, Aug. 10, 2012, 126 Stat. 1296.)

§ 2171. Battery recharging stations for privately owned vehicles in parking areas under the jurisdiction of the House of Representatives at no net cost to the Federal Government

(a) Definition

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

- (1) an employee whose pay is disbursed by the Chief Administrative Officer of the House of Representatives; or
- (2) any other individual who is authorized to park in any parking area under the jurisdiction of the House of Representatives on Capitol Grounds.

(b) Authority

(1) In general

Subject to paragraph (3), funds appropriated to the Architect of the Capitol under the heading “Capitol Power Plant” under the heading “ARCHITECT OF THE CAPITOL” in any fiscal year are available to construct, operate, and maintain on a reimbursable basis battery recharging stations in parking areas under the jurisdiction of the House of Representatives on Capitol Grounds for use by privately owned vehicles used by Members of the House of Representatives (including the Delegates or Resident Commissioner to the Congress) or covered employees.

(2) Vendors authorized

In carrying out paragraph (1), the Architect of the Capitol may use 1 or more vendors on a commission basis.

(3) Approval of construction

The Architect of the Capitol may construct or direct the construction of battery recharging stations described under paragraph (1) after—

- (A) submission of written notice detailing the numbers and locations of the battery recharging stations to the Committee on House Administration of the House of Representatives; and
- (B) approval by that Committee.

(c) Fees and charges

(1) In general

Subject to paragraph (2), the Architect of the Capitol shall charge fees or charges for electricity provided to Members and covered employees sufficient to cover the costs to the Architect of the Capitol to carry out this section, including costs to any vendors or other costs associated with maintaining the battery recharging stations.

(2) Approval of fees or charges

The Architect of the Capitol may establish and adjust fees or charges under paragraph (1) after—

- (A) submission of written notice detailing the amount of the fee or charge to be established or adjusted to the Committee on House Administration of the House of Representatives; and
- (B) approval by that Committee.

(d) Deposit and availability of fees, charges, and commissions

Any fees, charges, or commissions collected by the Architect of the Capitol under this section shall be—

- (1) deposited in the Treasury to the credit of the appropriations account described under subsection (b); and
- (2) available for obligation without further appropriation during—
 - (A) the fiscal year collected; and
 - (B) the fiscal year following the fiscal year collected.

(e) Reports

(1) In general

Not later than 30 days after the end of each fiscal year, the Architect of the Capitol shall submit a report on the financial administration and cost recovery of activities under this section with respect to that fiscal year to the Committee on House Administration of the House of Representatives.

(2) Avoiding subsidy

(A) Determination

Not later than 3 years after August 16, 2012, and every 3 years thereafter, the Architect of the Capitol shall submit a report to the Committee on House Administration of the House of Representatives determining whether Members (including any Delegate or Resident Commissioner to Congress) and covered employees using battery charging stations as authorized by this section are receiving a subsidy from the taxpayers.

(B) Modification of rates and fees

If a determination is made under subparagraph (A) that a subsidy is being received, the Architect of the Capitol shall submit a plan to the Committee on House Administration of the House of Representatives on how to update the program to ensure no subsidy is being received. If the committee does not act on the plan within 60 days, the Architect of the Capitol shall take appropriate steps to increase rates or fees to ensure reimbursement for the cost of the program consistent with an appropriate schedule for amortization, to be charged to those using the charging stations.

(f) Effective date

This section shall apply with respect to fiscal year 2011 and each fiscal year thereafter.

(Pub. L. 112–170, §1, Aug. 16, 2012, 126 Stat. 1303.)

§ 2171a. Battery recharging stations for privately owned vehicles in parking areas under the jurisdiction of the Librarian of Congress at no net cost to the Federal Government

(a) Definition

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

- (1) an employee of the Library of Congress; or
- (2) any other individual who is authorized to park in any parking area under the jurisdiction of the Librarian of Congress.

tion of the Library of Congress on the Library of Congress buildings and grounds.

(b) Authority

(1) In general

Subject to paragraph (3), funds appropriated to the Architect of the Capitol under the heading “Capitol Power Plant” under the heading “ARCHITECT OF THE CAPITOL” in any fiscal year are available to construct, operate, and maintain on a reimbursable basis battery recharging stations in parking areas under the jurisdiction of the Library of Congress on Library of Congress buildings and grounds for use by privately owned vehicles used by covered employees.

(2) Vendors authorized

In carrying out paragraph (1), the Architect of the Capitol may use one or more vendors on a commission basis.

(3) Approval of construction

The Architect of the Capitol may construct or direct the construction of battery recharging stations described under paragraph (1) after—

(A) submission of written notice detailing the numbers and locations of the battery recharging stations to the Joint Committee on the Library; and

(B) approval by that Committee.

(c) Fees and charges

(1) In general

Subject to paragraph (2), the Architect of the Capitol shall charge fees or charges for electricity provided to covered employees sufficient to cover the costs to the Architect of the Capitol to carry out this section, including costs to any vendors or other costs associated with maintaining the battery charging stations.

(2) Approval of fees or charges

The Architect of the Capitol may establish and adjust fees or charges under paragraph (1) after—

(A) submission of written notice detailing the amount of the fee or charge to be established or adjusted to the Joint Committee on the Library; and

(B) approval by that Committee.

(d) Deposit and availability of fees, charges, and commissions

Any fees, charges, or commissions collected by the Architect of the Capitol under this section shall be—

(1) deposited in the Treasury to the credit of the appropriations account described under subsection (b); and

(2) available for obligation without further appropriation during the fiscal year collected.

(e) Reports

(1) In general

Not later than 30 days after the end of each fiscal year, the Architect of the Capitol shall submit a report on the financial administration and cost recovery of activities under this section with respect to that fiscal year to the

Joint Committee on the Library and the Committees on Appropriations of the House of Representatives and Senate.

(2) Avoiding subsidy

(A) Determination

Not later than 3 years after December 18, 2015, and every 3 years thereafter, the Architect of the Capitol shall submit a report to the Joint Committee on the Library determining whether covered employees using battery charging stations as authorized by this section are receiving a subsidy from the taxpayers.

(B) Modification of rates and fees

If a determination is made under subparagraph (A) that a subsidy is being received, the Architect of the Capitol shall submit a plan to the Joint Committee on the Library on how to update the program to ensure no subsidy is being received. If the Joint Committee does not act on the plan within 60 days, the Architect of the Capitol shall take appropriate steps to increase rates or fees to ensure reimbursement for the cost of the program consistent with an appropriate schedule for amortization, to be charged to those using the charging stations.

(f) Effective date

This section shall apply with respect to fiscal year 2016 and each fiscal year thereafter.

(Pub. L. 114–113, div. I, title II, § 209, Dec. 18, 2015, 129 Stat. 2673.)

§ 2172. Office of Congressional Accessibility Services

(a) Establishment of Office of Congressional Accessibility Services

(1) Establishment

There is established in the legislative branch the Office of Congressional Accessibility Services, to be headed by the Director of Accessibility Services.

(2) Congressional Accessibility Services Board

(A) Establishment

There is established the Congressional Accessibility Services Board, which shall be composed of—

(i) the Sergeant at Arms and Doorkeeper of the Senate;

(ii) the Secretary of the Senate;

(iii) the Sergeant at Arms of the House of Representatives;

(iv) the Clerk of the House of Representatives; and

(v) the Architect of the Capitol.

(B) Direction of Board

The Office of Congressional Accessibility Services shall be subject to the direction of the Congressional Accessibility Services Board.

(3) Mission and functions

(A) In general

The Office of Congressional Accessibility Services shall—

(i) provide and coordinate accessibility services for individuals with disabilities,

including Members of Congress, officers and employees of the House of Representatives and the Senate, and visitors, in the United States Capitol Complex; and

(ii) provide information regarding accessibility for individuals with disabilities, as well as related training and staff development, to Members of Congress and employees of the Senate and the House of Representatives.

(B) United States Capitol Complex defined

In this paragraph, the term “United States Capitol Complex” means the Capitol buildings (as defined in section 5101 of title 40) and the United States Capitol Grounds (as described in section 5102 of such title).

(b) Director of Accessibility Services

(1) Appointment, pay, and removal

(A) Appointment and pay

The Director of Accessibility Services shall be appointed by the Congressional Accessibility Services Board and shall be paid at a rate of pay determined by the Congressional Accessibility Services Board.

(B) Removal

Upon removal of the Director of Accessibility Services, the Congressional Accessibility Services Board shall immediately provide notice of the removal to the Committee on Rules and Administration of the Senate, the Committee on House Administration of the House of Representatives, and the Committees on Appropriations of the House of Representatives and Senate. The notice shall include the reasons for the removal.

(2) Personnel and other administrative functions

(A) Personnel, disbursements, and contracts

In carrying out the functions of the Office of Congressional Accessibility Services under subsection (a), the Director of Accessibility Services shall have the authority to—

(i) appoint, hire, and fix the compensation of such personnel as may be necessary for operations of the Office of Congressional Accessibility Services, except that no employee may be paid at an annual rate in excess of the annual rate of pay for the Director of Accessibility Services;

(ii) take appropriate disciplinary action, including, when circumstances warrant, suspension from duty without pay, reduction in pay, demotion, or termination of employment with the Office of Congressional Accessibility Services, against any employee;

(iii) disburse funds as may be necessary and available for the needs of the Office of Congressional Accessibility Services; and

(iv) serve as contracting officer for the Office of Congressional Accessibility Services.

(B) Agreements with the Office of the Architect of the Capitol, with other legislative branch agencies, and with offices of the Senate and House of Representatives

Subject to 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 may place orders and enter into agreements with the Office of the Architect of the Capitol, with other legislative branch agencies, and with any office or other entity of the Senate or House of Representatives for procuring goods and providing financial and administrative services on behalf of the Office of Congressional Accessibility Services, or to otherwise assist the Director in the administration and management of the Office of Congressional Accessibility Services.

(3) Semiannual reports

The Director of Accessibility Services shall submit a report to the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives not later than 45 days following the close of each semiannual period ending on March 31 or September 30 of each year on the financial and operational status during the period of each function under the jurisdiction of the Director. Each such report shall include financial statements and a description or explanation of current operations, the implementation of new policies and procedures, and future plans for each function.

(Pub. L. 101-163, title III, § 310, Nov. 21, 1989, 103 Stat. 1065; Pub. L. 104-53, title I, § 112, Nov. 19, 1995, 109 Stat. 525; Pub. L. 110-437, title IV, § 411(a), Oct. 20, 2008, 122 Stat. 4993.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 130e of this title prior to editorial reclassification and renumbering as this section.

Section is from the Legislative Branch Appropriations Act, 1990.

AMENDMENTS

2008—Pub. L. 110-437 amended section generally, substituting provisions relating to Office of Congressional Accessibility Services for provisions relating to Special Services Office.

1995—Pub. L. 104-53 substituted “Sergeant at Arms” for “Clerk” after “comprised of the” and “Architect of the Capitol” for “Librarian of Congress”.

Statutory Notes and Related Subsidiaries

TRANSFER OF FUNCTIONS

For transfer of contracts, liabilities, records, property, appropriations, other assets and interests, and employees of the Congressional Special Services Office of Capitol Guide Service to the Office of Congressional Accessibility Services, see section 2252 of this title.

SUBCHAPTER VIII—MISCELLANEOUS

§ 2181. Assignment of space for meetings of joint committees, conference committees, etc.

The President pro tempore of the Senate and the Speaker of the House of Representatives shall cause a survey to be made of available space within the Capitol which could be utilized for joint committee meetings, meetings of conference committees, and other meetings, requiring the attendance of both Senators and Mem-