

Section was formerly classified to section 170a of Title 40, Public Buildings, Property, and Works.

§ 117c. Disposal of used or surplus automobiles and trucks by Sergeant at Arms and Doorkeeper of Senate; procedure; deposit of receipts

On and after October 1, 1982, the Sergeant at Arms and Doorkeeper of the Senate is authorized to dispose of used or surplus automobiles and trucks by trade-in or by sale through the General Services Administration. Receipts from the sale of such automobiles and trucks shall be deposited in the United States Treasury for credit to the appropriation for "Automobiles and Maintenance" under the heading "Contingent Expenses of the Senate".

(Pub. L. 97-276, §101(e), Oct. 2, 1982, 96 Stat. 1189.)

CODIFICATION

Section is based on section 102 of S. 2939, Ninety-seventh Congress, 2d Session, as reported Sept. 22, 1982, and incorporated by reference in section 101(e) of Pub. L. 97-276, to be effective as if enacted into law.

§ 117d. Reimbursements to Sergeant at Arms and Doorkeeper of Senate for equipment provided to Senators, etc., which has been lost, stolen, damaged, or otherwise unaccounted for; deposit of receipts

The Sergeant at Arms and Doorkeeper of the Senate shall deposit in the United States Treasury for credit to the appropriation account, within the contingent fund of the Senate, for the "Sergeant at Arms and Doorkeeper of the Senate", all moneys received by him as reimbursement for equipment provided to Senators, committee chairmen, and other officers and employees of the Senate, which has been lost, stolen, damaged, or otherwise unaccounted for.

(Pub. L. 98-367, title I, §5, July 17, 1984, 98 Stat. 475.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

§ 117e. Disposal of used or surplus furniture and equipment by Clerk of House; procedure; deposit of receipts

(1) The Clerk of the House of Representatives may dispose of used equipment of the House of Representatives, by trade-in or sale, directly or through the General Services Administration. Any direct disposal under the preceding sentence shall be in accordance with normal business practice and shall be at fair market value. Receipts from disposals under the first sentence of this section (together with receipts from sale of transcripts, waste paper and other items provided by law, and receipts for missing or damaged equipment) shall be deposited in the Treasury for credit to the appropriate account under the appropriation for "ALLOWANCES AND EXPENSES" under the heading "CONTINGENT EXPENSES OF THE HOUSE", and shall be available for expenditure in accordance with applicable law.

(2) If disposal in accordance with paragraph (1) is not feasible because of age, location, condi-

tion, or any other relevant factor, the Clerk may donate the equipment to the government of a State, to a local government, or to an organization that is described in section 501(c)(3) of title 26 and exempt from tax under section 501(a) of title 26. A donation under this paragraph—

(A) shall be at no cost to the Government; and

(B) may be made only if the used equipment has no recoverable value because disposal in accordance with paragraph (1), under the most favorable terms available to the Government, would result in a loss to the Government.

(3) The Committee on House Administration of the House of Representatives shall have authority to prescribe regulations to carry out this subsection.

(4) As used in this section—

(A) the term "State" means a State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and a territory or possession of the United States; and

(B) the term "used equipment" means such used or surplus equipment (including furniture and motor vehicles) as the Committee on House Administration of the House of Representatives may prescribe by regulation.

(Pub. L. 99-500, §101(j), Oct. 18, 1986, 100 Stat. 1783-287, and Pub. L. 99-591, §101(j), Oct. 30, 1986, 100 Stat. 3341-287; Pub. L. 100-71, title I, July 11, 1987, 101 Stat. 425; Pub. L. 101-163, title I, §103(a), Nov. 21, 1989, 103 Stat. 1049.)

CODIFICATION

Section is based on section 104(a) of title I of H.R. 5203 (see House Report 99-805 as filed in the House on Aug. 15, 1986), as incorporated by reference in section 101(j) of Pub. L. 99-500 and 99-591, as amended by Pub. L. 100-71, to be effective as if enacted into law.

Pub. L. 99-591 is a corrected version of Pub. L. 99-500.

AMENDMENTS

1989—Par. (1). Pub. L. 101-163, §103(a)(1), (2), designated existing provisions as par. (1) and struck out at end "As used in this section, the term 'used equipment' means such used or surplus equipment (including furniture and motor vehicles) as the Committee on House Administration of the House of Representatives may prescribe by regulation."

Pars. (2) to (4). Pub. L. 101-163, §103(a)(3), added pars. (2) to (4).

CHANGE OF NAME

Committee on House Administration of House of Representatives changed to Committee on House Oversight of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

EFFECTIVE DATE OF 1989 AMENDMENT

Section 103(c) of Pub. L. 101-163 provided that: "The amendments made by subsection (a) [amending this section] and the repeal made by subsection (b) [repealing section 59a of this title] shall take effect on October 1, 1989."

EFFECTIVE DATE OF 1987 AMENDMENT

Pub. L. 100-71 provided that the amendment made by Pub. L. 100-71 is effective Oct. 18, 1986.

EFFECTIVE DATE

Section 104(c) of title I of H.R. 5203 (see House Report 99-805 as filed in the House on Aug. 15, 1986), as incorporated by reference in section 101(j) of Pub. L. 99-500

and 99–591, as amended by Pub. L. 100–71, to be effective as if enacted into law, provided that: “This section and the amendment made by this section [enacting section 117e of this title and amending section 84b of this title] shall take effect on October 1, 1986.”

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 117f. Commissions and charges for public telephone or telecommunications services; deposit of receipts

(a) Authority of Clerk to receive commissions for providing public telephone service in House occupied areas

Effective October 1, 1988, the Clerk of the House of Representatives is authorized to receive commissions for providing public telephone service in space occupied by the United States House of Representatives.

(b) Authority of Clerk to receive legislative branch charges for provision of telephone or telecommunications services; exception

The Clerk is authorized to receive for deposit, amounts charged to any legislative branch entity, including but not limited to Legislative Service Organizations, the Congressional Budget Office and the Architect of the Capitol, for the provision of telephone or telecommunications services: *Provided*, That no amounts charged to the official expense allowances of Members of the House shall be deposited in accordance with this section.

(c) Deposit of receipts; availability for expenditure

Receipts from the commissions and charges set forth in subsections (a) and (b) of this section shall be deposited in the United States Treasury for credit to the appropriation for “Salaries and Expenses of the United States House of Representatives”, and shall be available for expenditure upon the approval of the Committee on Appropriations of the House of Representatives.

(Pub. L. 100–458, title III, § 306, Oct. 1, 1988, 102 Stat. 2182.)

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1989.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 117g. Monies received by Attending Physician from sale of prescription drugs or other sources; deposit of receipts

On November 21, 1989, the Office of the Attending Physician Revolving Fund established by

the first undesignated paragraph under the center heading “OFFICE OF THE ATTENDING PHYSICIAN REVOLVING FUND” in title III of the Legislative Branch Appropriation Act, 1976 (89 Stat. 283) is abolished and all monies in the Fund on such date or subsequently received by the Attending Physician from the sale of prescription drugs or from any other source shall be deposited in the Treasury as miscellaneous receipts.

(Pub. L. 101–163, title I, Nov. 21, 1989, 103 Stat. 1051.)

REFERENCES IN TEXT

The first undesignated paragraph under the center heading “OFFICE OF THE ATTENDING PHYSICIAN REVOLVING FUND” in title III of the Legislative Branch Appropriation Act, 1976 [Pub. L. 94–59], referred to in text, is not classified to the Code.

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1990, which is title I of the Legislative Branch Appropriations Act, 1990.

§ 117h. Deposit of fees for services by Office of Attending Physician; availability of amounts deposited

(a) There is established a subaccount in the appropriation account for salaries and expenses of the House of Representatives for the deposit of fees received from Members and officers of the House of Representatives for services provided to such Members and officers by the Office of the Attending Physician. The amounts so deposited shall be available, subject to appropriation, for the operations of the Office of the Attending Physician.

(b) This section shall take effect at the beginning of the first month after October 1992.

(Pub. L. 102–392, title I, § 104, Oct. 6, 1992, 106 Stat. 1710.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1993, which is title I of the Legislative Branch Appropriations Act, 1993.

§ 117i. Revolving fund for House gymnasium; deposit of receipts; availability for expenditure

There is established in the Treasury a revolving fund for the House of Representatives gymnasium. The Architect of the Capitol shall deposit in the fund such amounts as the Architect may receive as gymnasium dues or assessments from Members of the House of Representatives and other authorized users of the gymnasium. The amounts so deposited shall be available for obligation by the Architect for expenses of the gymnasium.

(Pub. L. 102–392, title I, § 106, Oct. 6, 1992, 106 Stat. 1715.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1993, which is title I of the Legislative Branch Appropriations Act, 1993.

§ 118. Actions against officers for official acts

In any action brought against any person for or on account of anything done by him while an