

tration of House of Representatives by House Resolution No. 5, One Hundred Sixth Congress, Jan. 6, 1999.

§ 95a. Appropriations for expenses of House; restrictions

Appropriations made for expenses of the House of Representatives shall not be used for the payment of personal services except upon the express and specific authorization of the House in whose behalf such services are rendered. Nor shall such appropriations be used for any expenses not intimately and directly connected with the routine legislative business of the House of Representatives, and the General Accounting Office shall apply the provisions of this section in the settlement of the accounts of expenditures from said appropriations incurred for services or materials.

(Feb. 14, 1902, ch. 17, §1, 32 Stat. 26; June 10, 1921, ch. 18, title III, §304, 42 Stat. 24; Pub. L. 104-186, title II, §204(45), Aug. 20, 1996, 110 Stat. 1737.)

CODIFICATION

Section is based on provisions of proviso on 32 Stat. 26, act of Feb. 14, 1902, ch. 17, the Urgent Deficiency Appropriation Act for the fiscal year 1902, relating to appropriations for contingent expenses of House of Representatives. Provisions of proviso relating to appropriations for expenses of Senate are classified to section 68-2 of this title.

Section was formerly classified to section 671 of Title 31 prior to the general revision and enactment of Title 31, Money and Finance, by Pub. L. 97-258, §1, Sept. 13, 1982, 96 Stat. 877.

AMENDMENTS

1996—Pub. L. 104-186 substituted “expenses of the House” for “contingent expenses of the House”.

TRANSFER OF FUNCTIONS

“General Accounting Office” substituted in text for “accounting officers of the Treasury” pursuant to act June 10, 1921, which transferred all powers and duties of the Comptroller, six auditors, and certain other employees of the Treasury to the General Accounting Office. See section 701 et seq. of Title 31, Money and Finance.

§ 95b. Transfers of amounts appropriated for House

(a) Transfers among categories of allowances and expenses

Amounts appropriated for any fiscal year for the House of Representatives under the heading “ALLOWANCES AND EXPENSES” may be transferred among the various categories of allowances and expenses under such heading, upon approval of the Committee on Appropriations of the House of Representatives.

(b) Transfers among offices and activities

Amounts appropriated for any fiscal year for the House of Representatives under the heading “SALARIES, OFFICERS AND EMPLOYEES” may be transferred among the various offices and activities under such heading, upon approval of the Committee on Appropriations of the House of Representatives.

(c) Transfers among various appropriations headings

(1) Amounts appropriated for any fiscal year for the House of Representatives under the head-

ings specified in paragraph (2) may be transferred among such headings, upon approval of the Committee on Appropriations of the House of Representatives.

(2) The headings referred to in paragraph (1) are “HOUSE LEADERSHIP OFFICES”, “MEMBERS’ CLERK HIRE”, “COMMITTEE EMPLOYEES”, “STANDING COMMITTEES, SPECIAL AND SELECT”, “HOUSE INFORMATION SYSTEMS”, “ALLOWANCES AND EXPENSES”, “OFFICIAL MAIL COSTS”, and “SALARIES, OFFICERS AND EMPLOYEES”.

(Pub. L. 102-392, title I, §101, Oct. 6, 1992, 106 Stat. 1709.)

CODIFICATION

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

CATEGORIES OF ALLOWANCES AND EXPENSES

Pub. L. 105-55, title I, §102, Oct. 7, 1997, 111 Stat. 1183, provided that: “The funds and accounts specified in section 107(b) of the Legislative Branch Appropriations Act, 1996 (2 U.S.C. 123b note) shall be treated as categories of allowances and expenses for purposes of section 101(a) of the Legislative Branch Appropriations Act, 1993 (2 U.S.C. 95b(a)).”

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 95d of this title.

§ 95c. Advance payments

(a) Authorization

For fiscal year 1998 and each succeeding fiscal year, the Chief Administrative Officer of the House of Representatives is authorized to make advance payments under a contract or other agreement to provide a service or deliver an article for the United States Government without regard to the provisions of section 3324 of title 31.

(b) Regulations

An advance payment authorized by subsection (a) of this section shall be made in accordance with regulations issued by the Committee on House Oversight of the House of Representatives.

(c) Effective date

The authority granted by subsection (a) of this section shall not take effect until regulations are issued pursuant to subsection (b) of this section.

(Pub. L. 105-55, title I, §108, Oct. 7, 1997, 111 Stat. 1184.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1998, which is title I of the Legislative Branch Appropriations Act, 1998.

CHANGE OF NAME

Committee on House Oversight of House of Representatives changed to Committee on House Administration of House of Representatives by House Resolution No. 5, One Hundred Sixth Congress, Jan. 6, 1999.

§ 95d. Account in House of Representatives for Employees’ Compensation Fund

(a) Establishment

There is hereby established an account in the House of Representatives for purposes of making

payments of the House of Representatives to the Employees' Compensation Fund under section 8147 of title 5.

(b) Payments made from account

Notwithstanding any other provision of law, payments may be made from the account established under subsection (a) of this section at any time after October 7, 1997, without regard to the fiscal year for which the obligation to make such payments is incurred.

(c) Category of allowances and expenses

The account established under subsection (a) of this section shall be treated as a category of allowances and expenses for purposes of section 95b(a) of this title.

(Pub. L. 105-55, title I, § 109, Oct. 7, 1997, 111 Stat. 1184.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1998, which is title I of the Legislative Branch Appropriations Act, 1998.

§§ 96 to 100. Repealed. Pub. L. 104-186, title II, § 204(46)–(51), Aug. 20, 1996, 110 Stat. 1737

Section 96, acts July 16, 1914, ch. 141, § 1, 38 Stat. 462; Mar. 3, 1926, ch. 44, § 1, 44 Stat. 163, related to payment of certain bills from moneys of House.

Section 96a, Pub. L. 103-69, title III, § 311, Aug. 11, 1993, 107 Stat. 712, related to transfer of responsibility for legislative service organization financial activity to Clerk of House.

Section 97, act Mar. 2, 1895, ch. 177, § 1, 28 Stat. 768, related to temporary committee on accounts of House.

Section 98, act Mar. 3, 1885, ch. 360, 23 Stat. 512, related to contracts for horses for service of House of Representatives.

Section 99, act Mar. 3, 1891, ch. 541, § 1, 26 Stat. 914, related to contracts for horses and mail wagons for House of Representatives.

Section 100, act Mar. 3, 1901, ch. 830, § 1, 31 Stat. 967, related to contracts for packing boxes for House.

§ 101. Subletting duties of employees of Senate or House

No employee of Congress, either in the Senate or House, shall sublet to, or hire, another to do or perform any part of the duties or work attached to the position to which he was appointed.

(Mar. 2, 1895, ch. 177, § 1, 28 Stat. 771.)

§ 102. Repealed. Pub. L. 104-186, title II, § 204(52), Aug. 20, 1996, 110 Stat. 1737

Section, R.S. §§ 60, 61; Pub. L. 86-628, § 105(c), July 12, 1960, 74 Stat. 461, required submission by Secretary of Senate and Clerk of House to two Houses of statements as to persons employed and as to expenditures and balances on hand and providing for printing of such reports as Senate and House documents. See sections 104a and 104b of this title.

§ 102a. Withdrawal of unexpended balances of appropriations

Notwithstanding the provisions of any other law, the unexpended balances of appropriations for the fiscal year 1955 and succeeding fiscal years which are subject to disbursement by the Secretary of the Senate or the Chief Administrative Officer of the House of Representatives

shall be withdrawn as of June 30 of the second fiscal year following the year for which provided, except that the unexpended balances of such appropriations for the period commencing on July 1, 1976, and ending on September 30, 1976, and for each fiscal year beginning on or after October 1, 1976, shall be withdrawn as of September 30 of the second fiscal year following the period or year for which provided. Unpaid obligations chargeable to any of the balances so withdrawn or appropriations for prior years shall be liquidated from any appropriations for the same general purpose, which, at the time of payment, are available for disbursement.

(Pub. L. 85-58, ch. XI, June 21, 1957, 71 Stat. 190; Pub. L. 94-303, title I, § 118(a), June 1, 1976, 90 Stat. 615; Pub. L. 104-186, title II, § 204(53), Aug. 20, 1996, 110 Stat. 1737.)

AMENDMENTS

1996—Pub. L. 104-186 substituted “Chief Administrative Officer” for “Clerk”.

1976—Pub. L. 94-303 provided that unexpended balances for period commencing July 1, 1976, and ending Sept. 30, 1976, and for each fiscal year beginning on or after Oct. 1, 1976, be withdrawn as of Sept. 30 of second fiscal year following period or year for which provided.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 40 section 188b-6.

§§ 103, 104. Omitted

CODIFICATION

Section 103, R.S. § 62, authorized Secretary of Senate and Clerk of House to require disbursing officers subject to their authority to return analytical statements and receipts for expenditures and to communicate such returns annually to Congress. See sections 104a and 104b of this title.

Section 104, R.S. § 63, required that all expenditures of Senate and House be made up to end of each fiscal year and reported to Congress at beginning of each regular session. See sections 104a and 104b of this title.

§ 104a. Semiannual statements of expenditures by Secretary of Senate and Chief Administrative Officer of House

(1) Commencing with the semiannual period beginning on July 1, 1964, and ending on December 31, 1964, and for each semiannual period thereafter, the Secretary of the Senate and the Chief Administrative Officer of the House of Representatives shall compile, and, not later than sixty days following the close of the semiannual period, submit to the Senate and House of Representatives, respectively, and make available to the public, in lieu of the reports and information required by sections 102, 103, and 104¹ of this title, and S. Res. 139, Eighty-sixth Congress, a report containing a detailed statement, by items, of the manner in which appropriations and other funds available for disbursement by the Secretary of the Senate or the Chief Administrative Officer of the House of Representatives, as the case may be, have been expended during the semiannual period covered by the report, including (1) the name of every person to whom any part of such appropriation has been paid, (2) if for anything furnished, the

¹ See References in Text note below.