

charges for long distance telephone calls by Senators. See section 58 of this title.

## EFFECTIVE DATE OF REPEAL

Section 506(k), formerly §506(h), of Pub. L. 92-607, renumbered §506(i) by Pub. L. 95-391, title I, §108(a), Sept. 30, 1978, 92 Stat. 773, renumbered §506(j) by Pub. L. 96-304 title I, §101, July 8, 1980, 94 Stat. 889, and renumbered §506(k) by Pub. L. 97-276, §101(e), Oct. 2, 1982, 96 Stat. 1189, provided that the repeal is effective Jan. 1, 1973.

**§ 46d-5. Repealed. Pub. L. 92-342, July 10, 1972, 86 Stat. 435**

Section, Pub. L. 91-382, Aug. 18, 1970, 84 Stat. 810, related to reimbursement to Senators and President of Senate of official telephone and telegraph communications charges incurred by them or on their behalf out of contingent fund of Senate up to a maximum of \$150 per annum.

## EFFECTIVE DATE OF REPEAL

Pub. L. 92-342 provided that the repeal is effective July 1, 1972.

**§ 46e. Repealed. Pub. L. 92-607, ch. V, § 506(k)(6), formerly §506(h)(6), Oct. 31, 1972, 86 Stat. 1508, renumbered §506(i)(6), Pub. L. 95-391, title I, § 108(a), Sept. 30, 1978, 92 Stat. 773, renumbered §506(j)(6), Pub. L. 96-304, title I, § 101, July 8, 1980, 94 Stat. 889, renumbered §506(k)(6), Pub. L. 97-276, § 101(e), Oct. 2, 1982, 96 Stat. 1189**

Section, acts July 1, 1946, ch. 530, 60 Stat. 392; Aug. 2, 1946, ch. 753, title I, §102, 60 Stat. 814, authorized the payment of charges for telegrams by Senators. See section 58 of this title.

## EFFECTIVE DATE OF REPEAL

Section 506(k), formerly §506(h), of Pub. L. 92-607, renumbered §506(i) by Pub. L. 95-391, title I, §108(a), Sept. 30, 1978, 92 Stat. 773, renumbered §506(j) by Pub. L. 96-304, title I, §101, July 8, 1980, 94 Stat. 889, and renumbered §506(k) by Pub. L. 97-276, §101(e), Oct. 2, 1982, 96 Stat. 1189, provided that the repeal is effective Jan. 1, 1973.

**§ 46f. Repealed. Pub. L. 104-186, title II, § 203(18)(A), Aug. 20, 1996, 110 Stat. 1727**

Section, acts June 23, 1949, ch. 238, §1, 63 Stat. 264; May 29, 1951, ch. 117, §1, 65 Stat. 47; Mar. 10, 1953, ch. 6, §1, 67 Stat. 5; Feb. 27, 1956, ch. 74, §1, 70 Stat. 31; Sept. 21, 1959, Pub. L. 86-340, §1, 73 Stat. 605, related to telephone, telegraph, and radiotelegraph allowances for Representatives, Delegates, and Resident Commissioner.

**§ 46f-1. Repealed. Feb. 27, 1956, ch. 74, §2(b), 70 Stat. 32**

Section, act July 2, 1954, ch. 455, title I, 68 Stat. 402, fixed maximum minute allowance on long distance telephone calls of House Members, Delegates, and Resident Commissioner.

## EFFECTIVE DATE OF REPEAL

Section 3 of act Feb. 27, 1956, provided that: "The amendments made by this Act [amending sections 46f and 46g of this title and repealing this section] shall take effect as of noon on January 3, 1956."

**§§ 46g, 46g-1. Repealed. Pub. L. 104-186, title II, § 203(18)(B), (19), Aug. 20, 1996, 110 Stat. 1727, 1728**

Section 46g, acts June 23, 1949, ch. 238, §2, 63 Stat. 265; May 29, 1951, ch. 117, §1, 65 Stat. 47; July 8, 1952, ch. 590,

§1, 66 Stat. 443; Mar. 10, 1953, ch. 6, §1, 67 Stat. 5; Feb. 27, 1956, ch. 74, §2(a), (c), 70 Stat. 32; Sept. 4, 1957, Pub. L. 85-289, §1, 71 Stat. 614; Sept. 21, 1959, Pub. L. 86-340, §2, 73 Stat. 605; H. Res. No. 735, Eighty-seventh Congress, July 25, 1962, enacted into permanent law by act Dec. 30, 1963, Pub. L. 88-248, §103, 77 Stat. 817; H. Res. No. 531, Eighty-eighth Congress, Oct. 2, 1963, enacted into permanent law by act Aug. 20, 1964, Pub. L. 88-454, §103, 78 Stat. 550; Aug. 21, 1965, Pub. L. 89-131, §1, 79 Stat. 544; H. Res. No. 901, Eighty-ninth Congress, July 29, 1966, enacted into permanent law by act Oct. 27, 1966, Pub. L. 89-697, ch. VI, 80 Stat. 1064, related to telephone, telegraph, and radiotelegraph allowances for House Members.

Section 46g-1, based on H. Res. No. 418, §1, Ninety-second Congress, May 18, 1971, enacted into permanent law by Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 636, related to telephone allowances for House Members for strictly official telephone service.

A prior section 46g-1, based on H. Res. No. 161, Ninetieth Congress, May 11, 1967, enacted into permanent law by Pub. L. 90-392, title I, July 9, 1968, 82 Stat. 318, was repealed by H. Res. No. 418, §3, Ninety-second Congress, May 18, 1971, enacted into permanent law by Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 636, effective Dec. 15, 1971.

**§ 46h. Repealed. May 29, 1951, ch. 117, § 2, 65 Stat. 47, eff. July 1, 1951**

Section, act June 23, 1949, ch. 238, §3, 63 Stat. 265, related to limitation on charging telegrams to official business of the House.

**§ 46i. Repealed. Pub. L. 104-186, title II, § 203(18)(C), Aug. 20, 1996, 110 Stat. 1728**

Section, acts June 23, 1949, ch. 238, §6, 63 Stat. 265; May 29, 1951, ch. 117, §3, 65 Stat. 47, defined terms used in former section 46g of this title.

**§ 47. Mode of payment**

The compensation of Members and Delegates shall be passed as public accounts, and paid out of the public Treasury.

(R.S. § 46.)

## CODIFICATION

R.S. §46 derived from acts Jan. 22, 1818, ch. 5, §3, 3 Stat. 404, and Feb. 10, 1854, ch. 11, §1, 10 Stat. 267.

**§ 48. Certification of salary and mileage accounts**

Salary and mileage accounts of Representatives and Delegates shall be certified by the Speaker of the House of Representatives; and such certificates shall be conclusive upon all the departments and officers of the Government.

(R.S. §§ 47, 48; July 28, 1866, ch. 296, §17, 14 Stat. 323; Jan. 20, 1874, ch. 11, 18 Stat. 4; Pub. L. 108-447, div. G, title I, §11, Dec. 8, 2004, 118 Stat. 3171.)

## CODIFICATION

R.S. §47 derived from acts July 28, 1866, ch. 296, §17, 14 Stat. 323, and Jan. 22, 1818, ch. 5, §3, 3 Stat. 404.

R.S. §48 derived from act Sept. 30, 1850, ch. 90, §1, 9 Stat. 523.

R.S. §47 constitutes first clause and R.S. §48 constitutes remainder.

## AMENDMENTS

2004—Pub. L. 108-447 substituted "of Representatives and Delegates shall be certified" for "of Senators shall be certified by the President of the Senate, and those of Representatives and Delegates".

#### § 49. Certificate of salary during recess

The Clerk of the House of Representatives is authorized and directed to sign, during the recess of Congress after the first session and until the first day of the second session, the certificates for the monthly compensation of Members and Delegates in Congress, which certificate shall be in the form in use on August 15, 1876, and shall have the like force and effect as is given to the certificate of the Speaker.

(Aug. 15, 1876, ch. 287, § 1, 19 Stat. 145.)

#### § 50. Substitute to sign certificates for salary and accounts

The Speaker is authorized to designate from time to time some one from among those appointed by him and appropriated for and employed in his office, whose duty it shall be under the direction of the Speaker to sign in his name and for him all certificates required by section 48 of this title for salary and accounts for traveling expenses in going to and returning from Congress of Representatives and Delegates.

(Nov. 12, 1903, P. Res. No. 1, 33 Stat. 1.)

#### § 51. Monuments to deceased Senators or House Members

Whenever any deceased Senator or Member of the House of Representatives shall be actually interred in the Congressional Cemetery, so-called, it shall be the duty of the Sergeant at Arms of the Senate, in the case of a Senator, and of the Sergeant at Arms of the House of Representatives, in the case of a Member of the House, to have a monument erected, of granite, with suitable inscriptions, and the cost of the same shall be a charge upon and paid out either from the contingent funds of the Senate or of the House of Representatives, to whichever the deceased may have belonged, and any existing omissions of monuments or inscriptions, as aforesaid, are directed and authorized to be supplied in like manner.

(May 23, 1876, ch. 103, 19 Stat. 54.)

#### NATIONAL TRUST ENDOWMENT FOR CARE AND MAINTENANCE OF CONGRESSIONAL CEMETERY

Pub. L. 105-275, title II, § 209, Oct. 21, 1998, 112 Stat. 2448, provided that:

“(a) GRANT FOR CARE AND MAINTENANCE OF CONGRESSIONAL CEMETERY.—In order to assist in the perpetual care and maintenance of the historic Congressional Cemetery, the Architect of the Capitol shall make a grant to the National Trust for Historic Preservation (hereafter in this section referred to as the ‘National Trust’) in accordance with an agreement entered into by the Architect of the Capitol with the National Trust and the Association for the Preservation of Historic Congressional Cemetery (hereafter in this section referred to as the ‘Association’) which contains the terms and conditions described in subsection (b) and such other provisions as the Architect may deem necessary or desirable for the implementation of this section or for the protection of the interests of the Federal Government.

“(b) TERMS AND CONDITIONS OF AGREEMENT.—The terms and conditions described in this subsection are as follows:

“(1) Upon receipt of the amounts provided under the grant made under subsection (a), the National Trust shall deposit the amounts in a permanently re-

stricted account in its endowment and shall administer, invest, and manage such grant funds in the same manner as other National Trust endowment funds.

“(2) The National Trust shall make distributions to the Association from the amounts deposited in the endowment pursuant to paragraph (1), in accordance with its regularly established spending rate, for the care and maintenance of the Cemetery (other than the cost of personnel), except that the National Trust may only make such distributions incrementally and proportionately upon receipt by the National Trust of contributions from the Association which incrementally match the amounts provided under the grant made under subsection (a) and which are to be added to the permanently restricted account described in paragraph (1).

“(3) The Association shall use such distributions from the endowment and the match for the care and maintenance of Congressional Cemetery, except that the Association may not use such distributions for nonroutine restoration or capital projects.

“(4) The Association, or any successor thereto, shall maintain adequate records and accounts of all financial transactions and operations carried out with such distributions, and such records shall be available at all times for audit and investigation by the Architect of the Capitol and the Comptroller General.

“(c) NO TITLE IN UNITED STATES.—Nothing in this section shall be construed to vest title to the Congressional Cemetery in the United States.”

#### CONGRESSIONAL CEMETERY; RESTORATION AND PRESERVATION; GRANTS TO THE ASSOCIATION FOR THE PRESERVATION OF HISTORIC CONGRESSIONAL CEMETERY

Pub. L. 97-245, Aug. 26, 1982, 96 Stat. 313, provided: “That the Congress finds and declares that—

“(1) sections of the Congressional Cemetery in the District of Columbia are of national historic significance, including those areas in which John Philip Sousa, Matthew Brady, J. Edgar Hoover, several former Members of the United States Senate and House of Representatives, and many other persons of historical importance and interest are buried; and

“(2) the physical condition of these areas and related portions of the cemetery has deteriorated to the extent that restoration is necessary to protect and preserve the historical values of these areas.

“SEC. 2. In order to assist in the restoration and preservation of the historic values of the Congressional Cemetery, the Architect of the Capitol is authorized and directed to make grants to the Association for the Preservation of Historic Congressional Cemetery, Washington, District of Columbia, to be used for a program of restoration and preservation (but not routine maintenance) of the cemetery to be carried out under terms and conditions to be prescribed by the Architect of the Capitol. The Association shall maintain adequate records and accounts of all financial transactions and operations carried out under such program, and such records shall be available at all times for audit and investigation by the Architect or the Comptroller General of the United States. Nothing in this Act [this note] shall be construed to vest title to the Congressional Cemetery in the United States.

“SEC. 3. There is authorized to be appropriated \$300,000 for grants to be made under section 2 of this Act, such sums to remain available until expended.

“SEC. 4. No authority under this Act [this note] to make payments shall be effective except to the extent and in such amounts as provided in advance in appropriations Acts.”