

§ 109. American goods to be preferred in purchases for Senate and House

The Secretary of the Senate and the Clerk of the House of Representatives shall, in disbursing the public moneys for the use of the two Houses, respectively, purchase only articles the growth and manufacture of the United States, provided the articles required can be procured of such growth and manufacture upon as good terms as to quality and price as are demanded for like articles of foreign growth and manufacture.

(R.S. § 69.)

CODIFICATION

R.S. § 69 derived from act June 17, 1844, ch. 105, § 1, 5 Stat. 681.

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.

CROSS REFERENCES

American materials required for public use, see section 10a of Title 41, Public Contracts.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 112 of this title.

§ 110. Purchase of paper, envelopes, etc., for stationery rooms of Senate and House

Paper, envelopes, and blank books required by the stationery rooms of the Senate and House of Representatives for sale to Senators and Members for official use may be purchased from the Public Printer at actual cost thereof and payment therefor shall be made before delivery.

(June 5, 1920, ch. 253, § 1, 41 Stat. 1036.)

CHANGE OF NAME

Stationery room of House of Representatives redesignated Office Supply Service.

§ 111. Purchase of supplies for Senate and House

Supplies for use of the Senate and the House of Representatives may be purchased in accordance with the schedule of contract articles and prices of the Administrator of General Services.

(June 5, 1920, ch. 253, § 1, 41 Stat. 1036; Ex. Ord. No. 6166, June 10, 1933, § 1; June 30, 1949, ch. 288, title I, § 102, 63 Stat. 380.)

TRANSFER OF FUNCTIONS

Bureau of Federal Supply and its functions and duties transferred to Administrator of General Services by act June 30, 1949.

Effective Jan. 1, 1947, Procurement Division of Treasury Department changed to Bureau of Federal Supply by former regulation § 5.7 of subpart A of Part 5 of Title 41, Public Contracts, 11 F.R. 13638, issued by the Secretary of the Treasury.

Ex. Ord. No. 6166, abolished General Supply Committee of Treasury Department and vested it in Procurement Division. Public Buildings Branch of Procurement Division was in turn changed to Public Buildings Administration to be within Federal Works Agency by Reorg. Plan No. 1, §§ 301, 303, eff. July 1, 1939, 4 F.R. 2729, 53 Stat. 1426, 1427.

§ 111a. Receipts from sales of items by Sergeant at Arms and Doorkeeper of Senate, to Senators, etc., to be credited to appropriation from which purchased

In any case in which appropriated funds are used by a Senator or a committee or office of the Senate to purchase from the Sergeant at Arms and Doorkeeper of the Senate items which were purchased by him from the appropriation for "miscellaneous items" under "Contingent Expenses of the Senate" in any appropriation Act, the amounts received by the Sergeant at Arms and Doorkeeper shall be deposited in the Treasury of the United States for credit to such appropriation. This section does not apply to amounts received from the sale of used or surplus furniture and equipment.

(Pub. L. 96-214, Mar. 24, 1980, 94 Stat. 122.)

§ 111b. Contracts to furnish property, supplies, or services to Congress; terms varying from those offered other entities of Federal Government

Notwithstanding any provision to the contrary in any contract which is entered into by any person and either the Administrator of General Services or a contracting officer of any executive agency and under which such person agrees to sell or lease to the Federal Government (or any one or more entities thereof) any unit of property, supplies, or services at a specified price or under specified terms and conditions (or both), such person may sell or lease to the Congress the same type of such property, supplies, or services at a unit price or under terms and conditions (or both) which are different from those specified in such contract; and any such sale or lease of any unit or units of such property, supplies, or services to the Congress shall not be taken into account for the purpose of determining the price at which, or the terms and conditions under which, such person is obligated under such contract to sell or lease any unit of such property, supplies, or services to any entity of the Federal Government other than the Congress. For purposes of the preceding sentence, any sale or lease of property, supplies, or services to the Senate (or any office or instrumentality thereof) or to the House of Representatives (or any office or instrumentality thereof) shall be deemed to be a sale or lease of such property, supplies, or services to the Congress.

(Pub. L. 98-63, title I, § 903(a), July 30, 1983, 97 Stat. 336.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1983.

EFFECTIVE DATE

Section 903(b) of Pub. L. 98-63 provided that: "The provisions of this section [enacting this section] shall take effect with respect to sales or leases of property, supplies, or services to the Congress after the date of enactment of this section [July 30, 1983]."

SALE OR LEASE OF PROPERTY, SUPPLIES, OR SERVICES TO CONGRESSIONAL BUDGET OFFICE DEEMED SALE OR LEASE TO CONGRESS

Sale or lease of property, supplies, or services to the Congressional Budget Office deemed a sale or lease of

such property, supplies, or services to the Congress, see section 605 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 605 of this title.

§ 112. Purchases of stationery and materials for folding

Purchases of stationery and materials for folding shall be made in accordance with sections 106 to 109 of this title.

All contracts and bonds for purchases made under the authority of this section shall be filed with the Committee on Rules and Administration of the Senate or the Committee on House Administration of the House of Representatives respectively.

(Mar. 3, 1887, ch. 392, §1, 24 Stat. 596; Aug. 2, 1946 ch. 753, §§102, 121, 60 Stat. 814, 822.)

AMENDMENTS

1946—Act Aug. 2, 1946, substituted “Committee on Rules and Administration” of the Senate and the “Committee on House Administration” of the House of Representatives for the “Committee to Audit and Control the Contingent Expenses” and the “Committee on Accounts”, respectively.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

§§ 112a to 112d. Repealed. Pub. L. 91-139, §2(a), Dec. 5, 1969, 83 Stat. 291

For subject matter of former sections 112a to 112d of this title, see section 112e of this title.

Section 112a, acts Mar. 25, 1953, ch. 10, §1, 67 Stat. 7; Mar. 25, 1955, ch. 15, §§1, 2, 69 Stat. 13; Feb. 25, 1956, ch. 72, §1, 70 Stat. 30; July 26, 1961, Pub. L. 87-107, §1, 75 Stat. 221; Aug. 13, 1965, Pub. L. 89-122, 79 Stat. 517; Nov. 8, 1965, Pub. L. 89-342, 79 Stat. 1302, authorized electrical and mechanical office equipment for House Members, officers, and committees.

Section 112a-1, act Mar. 25, 1953, ch. 10, §2, as added Feb. 25, 1956, ch. 72, §2, 70 Stat. 31; amended July 26, 1961, Pub. L. 87-107, §2, 75 Stat. 221; Oct. 9, 1965, Pub. L. 89-248, 79 Stat. 968; Oct. 24, 1967, Pub. L. 90-116, 81 Stat. 337, related to supply of additional typewriters.

Section 112a-2, act Mar. 25, 1953, ch. 10, §3, as added Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, provided for payment for equipment supplied.

Section 112b, act Mar. 25, 1953, ch. 10, §4, formerly §2, 67 Stat. 8, renumbered §4, Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, provided for registration and ownership of equipment supplied.

Section 112c, act Mar. 25, 1953, ch. 10, §6, formerly §4, 67 Stat. 8, renumbered §6, Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, defined “Member”.

Section 112d, act Mar. 25, 1953, ch. 10, §7, formerly §5, 67 Stat. 8, renumbered §7, Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, related to the issuance of rules and regulations.

EFFECTIVE DATE OF REPEAL

Repeal effective at beginning of first calendar month which commenced on or after Dec. 5, 1969, see section 3 of Pub. L. 91-139, set out as an Effective Date note under section 112e of this title.

SAVINGS PROVISION

Section 2(b) of Pub. L. 91-139 provided that: “The repeal by subsection (a) of this section of the joint resolution of March 25, 1953 [sections 112a to 112d of this title], does not deprive any Member, officer, or committee of the House of Representatives, or the Resident Commissioner from Puerto Rico, of entitlement to the continued possession and use of office equipment furnished, under any provision of that joint resolution, to that Member, officer, committee, or the Resident Commissioner from Puerto Rico, and in use on the effective date of this Act [see Effective Date note set out under section 112e of this title]. However, the total value (less allowance for depreciation) of that equipment furnished to a Member or the Resident Commissioner under the first section and section 2 of the joint resolution of March 25, 1953, while in use by that Member or the Resident Commissioner on and after the effective date of this Act shall be taken into account for the purpose of determining the total value of equipment in use at any one time in the office of the Member or the Resident Commissioner under the regulations prescribed by the Committee on House Administration under the first section of this Act [section 112e of this title].”

§ 112e. Electrical and mechanical office equipment for House Members, officers, and committees

(a) Authority of Clerk

At the request of any Member, officer, or committee of the House of Representatives, or the Resident Commissioner from Puerto Rico, and with the approval of the Committee on House Administration, but subject to the limitations prescribed by this Act, the Clerk of the House shall furnish electrical and mechanical office equipment for use in the office of that Member, Resident Commissioner, officer, or committee. Office equipment so furnished is limited to equipment of those types and categories which the Committee on House Administration shall prescribe.

(b) Registration and ownership

Office equipment furnished under this section shall be registered in the office of the Clerk of the House of Representatives and shall remain the property of the House of Representatives.

(c) Payment

The cost of office equipment furnished under this section shall be paid from the contingent fund of the House of Representatives.

(d) Rules and regulations

The Committee on House Administration shall prescribe such regulations as it considers necessary to carry out the purposes of this section. The regulations shall limit, on such basis as the committee considers appropriate, the total value of office equipment, with allowance for equipment depreciation, which may be in use at any one time in the office of a Member or the Resident Commissioner.

(Pub. L. 91-139, §1, Dec. 5, 1969, 83 Stat. 291.)

REFERENCES IN TEXT

This Act, referred to in subsec. (a), is Pub. L. 91-139, Dec. 5, 1969, 83 Stat. 291, which is classified generally to this section. For complete classification of this Act to the Code, see Tables.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on