

**§ 4854. Qualifications of persons hired for diplomatic construction program**

In carrying out the diplomatic construction program referred to in section 4851(a) of this title, the Secretary of State shall employ as professional staff (by appointment, contract, or otherwise) only those persons with a demonstrated specialized background in the fields of construction, construction law, or contract management. In filling such positions, the Secretary shall actively recruit women and members of minority groups.

(Pub. L. 99-399, title IV, § 404, Aug. 27, 1986, 100 Stat. 865.)

**§ 4855. Cost overruns**

Any amount required to complete any capital project described in the Department of State's Supplemental Diplomatic Security Program, as justified to the Congress for the respective fiscal year, which is in excess of the amount made available for that project pursuant to section 4851(a)(1) or (3)<sup>1</sup> shall be treated as a reprogramming of funds under section 2706 of this title and shall not be available for obligation or expenditure except in compliance with the procedures applicable to such reprogrammings.

(Pub. L. 99-399, title IV, § 405, Aug. 27, 1986, 100 Stat. 865.)

REFERENCES IN TEXT

Section 4851(a)(3) of this title, referred to in text, was repealed by Pub. L. 103-236, title I, § 101(c), Apr. 30, 1994, 108 Stat. 388.

**§ 4856. Efficiency in contracting**

**(a) Bonuses and penalties**

The Director of the Office of Foreign Buildings shall provide for a contract system of bonuses and penalties for the diplomatic construction program funded pursuant to the authorizations of appropriations provided in this subchapter. Not later than 3 months after August 27, 1986, the Director shall submit a report to the Congress on the implementation of this section.

**(b) Surety bonds and guarantees**

The Director of the Office of Foreign Buildings shall require each person awarded a contract for work under the diplomatic construction program to post a surety bond or guarantee, in such amount as the Director may determine, to assure performance under such contract.

(Pub. L. 99-399, title IV, § 406, Aug. 27, 1986, 100 Stat. 866; Pub. L. 109-472, § 8, Jan. 11, 2007, 120 Stat. 3556.)

REFERENCES IN TEXT

This subchapter, referred to in subsec. (a), was in the original "this title", meaning title IV of Pub. L. 99-399, which enacted this subchapter and amended sections 300, 2349aa-4, 3929, and 3929a of this title, former section 208 of Title 3, The President, section 5315 of Title 5, Government Organization and Employees, and sections 2 and 11 of the Inspector General Act of 1978, Pub. L. 95-452, set out in the Appendix to Title 5. For complete classification of title IV of Pub. L. 99-399 to the Code, see Tables.

<sup>1</sup> See References in Text note below.

AMENDMENTS

2007—Subsec. (c). Pub. L. 109-472 struck out subsec. (c). Text read as follows: "No person doing business with Libya may be eligible for any contract awarded pursuant to this Act."

AUTHORITY OF SECRETARY OF STATE

Except as otherwise provided, Secretary of State to have and exercise any authority vested by law in any official or office of Department of State and references to such officials or offices deemed to refer to Secretary of State or Department of State, as appropriate, see section 2651a of this title and section 161(d) of Pub. L. 103-236, set out as a note under section 2651a of this title.

**§ 4857. Advisory Panel on Overseas Security**

Not later than 90 days after August 27, 1986, the Secretary of State shall submit a report to the Congress on the implementation of the 91 recommendations contained in the final report of the Advisory Panel on Overseas Security. If any such recommendation has been rejected, the Secretary shall provide the reasons why that recommendation was rejected.

(Pub. L. 99-399, title IV, § 407, Aug. 27, 1986, 100 Stat. 866.)

**§ 4858. Training to improve perimeter security at United States diplomatic missions abroad**

**(a) Training**

It is the sense of Congress that the President should use the authority under chapter 8 of title II of the Foreign Assistance Act of 1961 [22 U.S.C. 2349aa et seq.] (relating to antiterrorism assistance) to improve perimeter security of United States diplomatic missions abroad.

**(b) Repealed. Pub. L. 103-236, title I, § 139(20), Apr. 30, 1994, 108 Stat. 398; Pub. L. 103-415, § 1(c), Oct. 25, 1994, 108 Stat. 4299**

(Pub. L. 99-399, title IV, § 408, Aug. 27, 1986, 100 Stat. 866; Pub. L. 103-236, title I, § 139(20), Apr. 30, 1994, 108 Stat. 398; Pub. L. 103-415, § 1(c), Oct. 25, 1994, 108 Stat. 4299.)

REFERENCES IN TEXT

The Foreign Assistance Act of 1961, referred to in subsec. (a), is Pub. L. 87-195, Sept. 4, 1961, 75 Stat. 424, as amended. Chapter 8 of title II of that Act probably means chapter 8 of part II of that Act, which is classified generally to part VIII (§ 2349aa et seq.) of subchapter II of chapter 32 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 2151 of this title and Tables.

AMENDMENTS

1994—Subsec. (b). Pub. L. 103-236, as amended by Pub. L. 103-415, struck out heading and text of subsec. (b). Text read as follows: "Not later than October 1 of each year, the President shall submit a report to the Congress on the progress and problems of improving perimeter security of United States diplomatic missions abroad."

**§ 4859. Protection of public entrances of United States diplomatic missions abroad**

The Secretary of State shall install and maintain a walk-through metal detector or other advanced screening system at public entrances of each United States diplomatic mission abroad.

(Pub. L. 99-399, title IV, § 409, Aug. 27, 1986, 100 Stat. 866.)