

(Pub. L. 92-300, §1, May 18, 1972, 86 Stat. 147; Pub. L. 103-82, title IV, §405(d), Sept. 21, 1993, 107 Stat. 921.)

## AMENDMENTS

1993—Pub. L. 103-82 substituted “the Corporation for National and Community Service” for “ACTION”.

## EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-82 effective Apr. 4, 1994, see section 406(b) of Pub. L. 103-82, set out as a note under section 8332 of Title 5, Government Organization and Employees.

## SHORT TITLE

Pub. L. 92-300, §5, May 18, 1972, 86 Stat. 147, provided that: “This Act [enacting this section and sections 558b to 558d of this title] may be cited as the ‘Volunteers in the National Forests Act of 1972.’”

### § 558b. Incidental expenses of program volunteers

The Secretary is authorized to provide for incidental expenses, such as transportation, uniforms, lodging, and subsistence.

(Pub. L. 92-300, §2, May 18, 1972, 86 Stat. 147.)

### § 558c. Employment status of volunteers

#### (a) Federal employee status

Except as otherwise provided in this section, a volunteer shall not be deemed a Federal employee and shall not be subject to the provisions of law relating to Federal employment, including those relating to hours of work, rates of compensation, leave, unemployment compensation, and Federal employee benefits.

#### (b) Tort claims

For the purpose of the tort claim provisions of title 28, a volunteer under sections 558a to 558d of this title shall be considered a Federal employee.

#### (c) Civil employees

For the purposes of subchapter I of chapter 81 of title 5, relating to compensation to Federal employees for work injuries, volunteers under sections 558a to 558d of this title shall be deemed civil employees of the United States within the meaning of the term “employee” as defined in section 8101 of title 5, and the provisions of that subchapter shall apply.

#### (d) Compensation for losses and damages

For the purposes of claims relating to damage to, or loss of, personal property of a volunteer incident to volunteer service, a volunteer under sections 558a to 558d of this title shall be considered a Federal employee, and the provisions of section 3721 of title 31 shall apply.

(Pub. L. 92-300, §3, May 18, 1972, 86 Stat. 147; Pub. L. 101-286, title II, §204(a), May 9, 1990, 104 Stat. 175.)

## AMENDMENTS

1990—Subsec. (d). Pub. L. 101-286 added subsec. (d).

### § 558d. Authorization of appropriations

There are authorized to be appropriated such sums as may be necessary to carry out the provisions of sections 558a to 558d of this title.

(Pub. L. 92-300, §4, May 18, 1972, 86 Stat. 147; Pub. L. 95-289, §1, June 5, 1978, 92 Stat. 289.)

## AMENDMENTS

1978—Pub. L. 95-289 struck out limitation requiring not more than \$100,000 to be appropriated in any one year.

## EFFECTIVE DATE OF 1978 AMENDMENT

Pub. L. 95-289, §2, June 5, 1978, 92 Stat. 289, provided that: “The amendment made by this Act to the Volunteers in the National Forests Act of 1972 [amending this section] shall become effective October 1, 1978.”

### § 559. Arrests by employees of Forest Service for violations of laws and regulations

All persons employed in the Forest Service of the United States shall have authority to make arrests for the violation of the laws and regulations relating to the national forests, and any person so arrested shall be taken before the nearest United States magistrate judge, within whose jurisdiction the forest is located, for trial; and upon sworn information by any competent person any United States magistrate judge in the proper jurisdiction shall issue process for the arrest of any person charged with the violation of said laws and regulations; but nothing herein contained shall be construed as preventing the arrest by any officer of the United States, without process, of any person taken in the act of violating said laws and regulations.

(Mar. 3, 1905, ch. 1405, 33 Stat. 873; Pub. L. 90-578, title IV, §402(b)(2), Oct. 17, 1968, 82 Stat. 1118; Pub. L. 91-383, §10(a)(2), Aug. 18, 1970, as added Pub. L. 94-458, §2, Oct. 7, 1976, 90 Stat. 1941; Pub. L. 101-650, title III, §321, Dec. 1, 1990, 104 Stat. 5117.)

## CODIFICATION

“Forest Service of the United States” substituted for “forest reserve of the United States” as the probable intent of Congress in that the federal forest reserves were transferred from Department of the Interior to Department of Agriculture by act Feb. 1, 1905, ch. 288, §1, 33 Stat. 628, and administration of forest reserves was placed in Forest Service which was created by that act.

Words “national forests” and “forest” substituted for “forest reserves” and “reservation”, respectively, on authority of act Mar. 4, 1907, ch. 2907, 34 Stat. 1269, which provided that forest reserves shall hereafter be known as national forests.

That part of act Mar. 3, 1905, which related to arrests by employees of the National Park Service for violations of laws and regulations, was (prior to the amendment made by Pub. L. 94-458) classified to section 10 of this title.

## AMENDMENTS

1976—Pub. L. 91-383, §10(a)(2), as added Pub. L. 94-458, struck out “and national parks” after “national forests” and “or national park” after “jurisdiction the forest”.

## CHANGE OF NAME

“United States magistrate judge” substituted for “United States magistrate” wherever appearing in text pursuant to section 321 of Pub. L. 101-650, set out as a note under section 631 of Title 28, Judiciary and Judicial Procedure. Previously, “United States magistrate” substituted for “United States commissioner” pursuant to Pub. L. 90-578. See chapter 43 (§631 et seq.) of Title 28.