

police to protect property under the charge and control of the Administration and to carry firearms, whether on federal property or in travel status. When on real property under the charge and control of the Administration, officials or employees empowered to act as nonuniformed special police have the power to enforce federal laws for the protection of individuals and property and to enforce regulations for that purpose that the Administrator or an official of the Administration authorized by the Administrator prescribes and publishes. The special police may make arrests without warrant for any offense committed on the property if the police have reasonable grounds to believe the offense constitutes a felony under the laws of the United States and that the individual to be arrested is guilty of that offense.

“(f) ADMINISTRATIVE.—The Administrator or an official of the Administration authorized by the Administrator may prescribe regulations necessary for the government of the property under their charge and control, and may annex to the regulations reasonable penalties, within the limits prescribed in subsection (g), that will ensure their enforcement. The regulations shall be posted and kept posted in a conspicuous place on the property.

“(g) PENALTIES.—

“(1) IN GENERAL.—Except as provided in paragraph (2), a person violating a regulation prescribed under subsection (f) shall be fined under title 18, imprisoned for not more than 30 days, or both.

“(2) EXCEPTION FOR MILITARY TRAFFIC REGULATION.—

“(A) DEFINITION.—For purposes of this paragraph, the term ‘military traffic regulation’ means a regulation for the control of vehicular or pedestrian traffic on military installations that the Secretary of Defense prescribes under subsection (f).

“(B) IN GENERAL.—A person violating a military traffic regulation shall be fined an amount not exceeding the amount of the maximum fine for a similar offense under the criminal or civil law of the State, district, territory, or possession of the United States where the military installation in which the violation occurred is located, imprisoned for not more than 30 days, or both.”

EFFECTIVE DATE OF 2002 AMENDMENT

Amendment by Pub. L. 107-296 effective 60 days after Nov. 25, 2002, see section 4 of Pub. L. 107-296, set out as an Effective Date note under section 101 of Title 6, Domestic Security.

TRANSFER OF FUNCTIONS

For transfer of functions, personnel, assets, and liabilities of the Federal Protective Service of the General Services Administration, including the functions of the Administrator of General Services relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 203(3), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

DELEGATION OF AUTHORITY

Pub. L. 107-296, title XVII, §1706(b)(2), Nov. 25, 2002, 116 Stat. 2318, provided that: “The Secretary may delegate authority for the protection of specific buildings to another Federal agency where, in the Secretary’s discretion, the Secretary determines it necessary for the protection of that building.”

[For definition of “Secretary” as used in section 1706(b)(2) of Pub. L. 107-296, set out above, see section 101(16) of Title 6, Domestic Security.]

FEDERAL PROTECTIVE SERVICE GUARD CONTRACTING REFORM

Pub. L. 110-356, Oct. 8, 2008, 122 Stat. 3996, provided that:

“SECTION 1. SHORT TITLE.

“This Act may be cited as the ‘Federal Protective Service Guard Contracting Reform Act of 2008’.

“SEC. 2. FEDERAL PROTECTIVE SERVICE CONTRACTS.

“(a) PROHIBITION ON AWARD OF CONTRACTS TO ANY BUSINESS CONCERN OWNED, CONTROLLED, OR OPERATED BY AN INDIVIDUAL CONVICTED OF A FELONY.—

“(1) IN GENERAL.—The Secretary of Homeland Security, acting through the Assistant Secretary of U.S. Immigration and Customs Enforcement—

“(A) shall promulgate regulations establishing guidelines for the prohibition of contract awards for the provision of guard services under the contract security guard program of the Federal Protective Service to any business concern that is owned, controlled, or operated by an individual who has been convicted of a felony; and

“(B) may consider permanent or interim prohibitions when promulgating the regulations.

“(2) CONTENTS.—The regulations under this subsection shall—

“(A) identify which serious felonies may prohibit a contractor from being awarded a contract;

“(B) require contractors to provide information regarding any relevant felony convictions when submitting bids or proposals; and

“(C) provide guidelines for the contracting officer to assess present responsibility, mitigating factors, and the risk associated with the previous conviction, and allow the contracting officer to award a contract under certain circumstances.

“(b) REGULATIONS.—Not later than 6 months after the date of the enactment of this Act [Oct. 8, 2008], the Secretary shall issue regulations to carry out this section.

“SEC. 3. REPORT ON GOVERNMENT-WIDE APPLICABILITY.

“Not later than 18 months after the date of enactment of the [probably should be “this”] Act, the Administrator for Federal Procurement Policy shall submit a report on establishing similar guidelines government-wide to the Committee on Homeland Security and Governmental Affairs and the Committee on Oversight and Government Reform of the House of Representatives.”

SUBTITLE II—PUBLIC BUILDINGS AND WORKS

PART A—GENERAL

Chapter 31. GENERAL 3101
33. ACQUISITION, CONSTRUCTION, AND ALTERATION 3301
35. NON-FEDERAL PUBLIC WORKS ... 3501
37. CONTRACT WORK HOURS AND SAFETY STANDARDS 3701

PART B—UNITED STATES CAPITOL

51. UNITED STATES CAPITOL BUILDINGS AND GROUNDS 5101

PART C—FEDERAL BUILDING COMPLEXES

61. UNITED STATES SUPREME COURT BUILDING AND GROUNDS 6101
63. SMITHSONIAN INSTITUTION, NATIONAL GALLERY OF ART, AND JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS .. 6301
65. THURGOOD MARSHALL FEDERAL JUDICIARY BUILDING 6501
67. PENNSYLVANIA AVENUE DEVELOPMENT 6701
69. UNION STATION REDEVELOPMENT 6901

PART D—PUBLIC BUILDINGS, GROUNDS, AND PARKS IN THE DISTRICT OF COLUMBIA

81. ADMINISTRATIVE 8101

| | | | | |
|------------|---|-------------|-------|--|
| Chapter | | Sec. | 3172. | Extension of state workers' compensation laws to buildings, works, and property of the Federal Government. |
| 83. | WASHINGTON METROPOLITAN REGION DEVELOPMENT | 8301 | 3173. | Working capital fund for blueprinting, photostating, and duplicating services in General Services Administration. ² |
| 85. | NATIONAL CAPITAL SERVICE AREA AND DIRECTOR | 8501 | 3174. | Operation of public utility communications services serving governmental activities. |
| 87. | PHYSICAL DEVELOPMENT OF NATIONAL CAPITAL REGION | 8701 | 3175. | Acceptance of gifts of property. |
| 89. | NATIONAL CAPITAL MEMORIALS AND COMMEMORATIVE WORKS | 8901 | 3176. | Administrator of General Services to furnish services in continental United States to international bodies. |
| 91. | COMMISSION OF FINE ARTS | 9101 | 3177. | Use of photovoltaic energy in public buildings. ³ |
| 93. | THEODORE ROOSEVELT ISLAND | 9301 | | |
| 95. | WASHINGTON AQUEDUCT AND OTHER PUBLIC WORKS IN THE DISTRICT OF COLUMBIA | 9501 | | |

PART A—GENERAL

CHAPTER 31—GENERAL

SUBCHAPTER I—OVERSIGHT AND REGULATION OF PUBLIC BUILDINGS

| | |
|-------|--|
| Sec. | |
| 3101. | Public buildings under control of Administrator of General Services. |
| 3102. | Naming or designating buildings. |
| 3103. | Admission of guide dogs or other service animals accompanying individuals with disabilities. |
| 3104. | Furniture for new buildings. |
| 3105. | Buildings not to be draped in mourning. |

SUBCHAPTER II—ACQUIRING LAND

| | |
|-------|--|
| 3111. | Approval of sufficiency of title prior to acquisition. |
| 3112. | Federal jurisdiction. |
| 3113. | Acquisition by condemnation. |
| 3114. | Declaration of taking. |
| 3115. | Irrevocable commitment of Federal Government to pay ultimate award when fixed. |
| 3116. | Interest as part of just compensation. |
| 3117. | Exclusion of certain property by stipulation of Attorney General. |
| 3118. | Right of taking as addition to existing rights. |

SUBCHAPTER III—BONDS

| | |
|-------|---|
| 3131. | Bonds of contractors of public buildings or works. |
| 3132. | Alternatives to payment bonds provided by Federal Acquisition Regulation. |
| 3133. | Rights of persons furnishing labor or material. |
| 3134. | Waivers for certain contracts. |

SUBCHAPTER IV—WAGE RATE REQUIREMENTS

| | |
|-------|--|
| 3141. | Definitions. |
| 3142. | Rate of wages for laborers and mechanics. |
| 3143. | Termination of work on failure to pay agreed wages. |
| 3144. | Authority of Comptroller General to pay wages and list contractors violating contracts. ¹ |
| 3145. | Regulations governing contractors and subcontractors. |
| 3146. | Effect on other federal laws. |
| 3147. | Suspension of this subchapter during a national emergency. |
| 3148. | Application of this subchapter to certain contracts. |

SUBCHAPTER V—VOLUNTEER SERVICES

| | |
|-------|--|
| 3161. | Purpose. |
| 3162. | Waiver for individuals who perform volunteer services. |

SUBCHAPTER VI—MISCELLANEOUS

| | |
|-------|---|
| 3171. | Contract authority when appropriation is for less than full amount. |
|-------|---|

¹Section catchline amended by Pub. L. 113-50 without corresponding amendment of chapter analysis.

| | |
|-------|--|
| 3172. | Extension of state workers' compensation laws to buildings, works, and property of the Federal Government. |
| 3173. | Working capital fund for blueprinting, photostating, and duplicating services in General Services Administration. ² |
| 3174. | Operation of public utility communications services serving governmental activities. |
| 3175. | Acceptance of gifts of property. |
| 3176. | Administrator of General Services to furnish services in continental United States to international bodies. |
| 3177. | Use of photovoltaic energy in public buildings. ³ |

SUBCHAPTER I—OVERSIGHT AND REGULATION OF PUBLIC BUILDINGS

§ 3101. Public buildings under control of Administrator of General Services

All public buildings outside of the District of Columbia and outside of military reservations purchased or erected out of any appropriation under the control of the Administrator of General Services, and the sites of the public buildings, are under the exclusive jurisdiction and control, and in the custody of, the Administrator. The Administrator may take possession of the buildings and assign and reassign rooms in the buildings to federal officials, clerks, and employees that the Administrator believes should be furnished with offices or rooms in the buildings.

(Pub. L. 107-217, Aug. 21, 2002, 116 Stat. 1143.)

HISTORICAL AND REVISION NOTES

| Revised Section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|--------------------|---|
| 3101 | 40:285. | July 1, 1898, ch. 546, § 1 (6th complete par. on p. 614), 30 Stat. 614. |

The word “subtreasuries” in the 6th complete paragraph on p. 614 of section 1 of the Act of July 1, 1898 (ch. 546, 30 Stat. 614), is omitted because section 1 (words in par. under heading “Independent Treasury”) of the Act of May 29, 1914 (ch. 214, 41 Stat. 654) discontinued subtreasuries. The word “post-offices” in section 1 is omitted because section 1 of Executive Order No. 6166 (eff. June 10, 1933) transferred administration of post office buildings to the Post Office Department. The words “courthouses, customhouses, appraiser’s stores, barge offices, and other” are omitted as unnecessary. The words “or are in course of construction” are omitted as obsolete. The words “Administrator of General Services” are substituted for “Treasury Department” and “Secretary of the Treasury” [subsequently changed to “Federal Works Agency” and “Federal Works Administrator” because of sections 301 and 303, respectively, of Reorganization Plan No. I of 1939 (eff. July 1, 1939, 53 Stat. 1426, 1427)] because of section 103(a) of the Federal Property and Administrative Services Act of 1949 (ch. 288, 63 Stat. 380), which is restated as section 303(c) [303(b)] of the revised title.

MISSING CHILDREN PROCEDURES IN PUBLIC BUILDINGS

Pub. L. 108-21, title III, subtitle D, Apr. 30, 2003, 117 Stat. 665, provided that:

“SEC. 361. SHORT TITLE.

“This subtitle may be cited as the ‘Code Adam Act of 2003.’”

²Section catchline amended by Pub. L. 111-8 without corresponding amendment of chapter analysis.

³Editorially supplied. Section 3177 added by Pub. L. 109-58 without corresponding amendment of chapter analysis.