

## **US Code**

*(Unofficial compilation from the Legal Information Institute)*

### **TITLE 40 - PUBLIC BUILDINGS, PROPERTY, AND WORKS SUBTITLE II - PUBLIC BUILDINGS AND WORKS PART C—FEDERAL BUILDING COMPLEXES**

*Please Note: This compilation of the US Code, current as of Jan. 4, 2012 , has been prepared by the Legal Information Institute using data from the U.S. House of Representatives, Office of the Law Revision Counsel. It is not an official U.S. government publication. For more details please see: <http://www.law.cornell.edu/uscode/uscpri.html>.*

*Notes on this document: The content in this document is taken directly from the US Code, with the following exceptions: page headers and footers, page numbering, and all formatting are artifacts of this presentation. Divider lines have been inserted between sections. The notes are set off by a vertical line and a larger left margin. The table of contents immediately following this title page is machine-generated from the headings in this portion of the Code. Commonly available fonts are used.*

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<b>TITLE 40 - PUBLIC BUILDINGS, PROPERTY, AND WORKS</b>	<b>1</b>
<b>SUBTITLE II - PUBLIC BUILDINGS AND WORKS</b>	<b>23</b>
<b>PART C - FEDERAL BUILDING COMPLEXES</b>	<b>24</b>
<b>CHAPTER 61 - UNITED STATES SUPREME COURT BUILDING AND GROUNDS</b>	<b>25</b>
<b>SUBCHAPTER I - GENERAL</b>	<b>26</b>
§ 6101. Definitions and application	26
§ 6102. Regulations	28
<b>SUBCHAPTER II - BUILDINGS AND GROUNDS</b>	<b>29</b>
§ 6111. Supreme Court Building	29
§ 6112. Supreme Court Building and grounds employees	30
§ 6113. Duties of the Superintendent of the Supreme Court Building	30
§ 6114. Oliver Wendell Holmes Garden	31
<b>SUBCHAPTER III - POLICING AUTHORITY</b>	<b>32</b>
§ 6121. General	32
§ 6122. Designation of members of the Supreme Court Police	33
§ 6123. Authority of Metropolitan Police of the District of Columbia	33
<b>SUBCHAPTER IV - PROHIBITIONS AND PENALTIES</b>	<b>34</b>
§ 6131. Public travel in Supreme Court grounds	34
§ 6132. Sale of articles, signs, and solicitation in Supreme Court Building and grounds	34
§ 6133. Property in the Supreme Court Building and grounds	34
§ 6134. Firearms, fireworks, speeches, and objectionable language in the Supreme Court Building and grounds	35
§ 6135. Parades, assemblages, and display of flags in the Supreme Court Building and grounds	35
§ 6136. Suspension of prohibitions against use of Supreme Court grounds	35
§ 6137. Penalties	36
<b>CHAPTER 63 - SMITHSONIAN INSTITUTION, NATIONAL GALLERY OF ART, AND JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS</b>	<b>37</b>
§ 6301. Definition	37
§ 6302. Public use of grounds	38
§ 6303. Unlawful activities	38
§ 6304. Additional regulations	39
§ 6305. Suspension of regulations	39
§ 6306. Policing of buildings and grounds	40
§ 6307. Penalties	41
<b>CHAPTER 65 - THURGOOD MARSHALL FEDERAL JUDICIARY BUILDING</b>	<b>42</b>
§ 6501. Definition	42
§ 6502. Thurgood Marshall Federal Judiciary Building	42
§ 6503. Commission for the Judiciary Office Building	44
§ 6504. Lease of building	44
§ 6505. Structural and mechanical care and security	45
§ 6506. Allocation of space	46
§ 6507. Account in Treasury	48
<b>CHAPTER 67 - PENNSYLVANIA AVENUE DEVELOPMENT</b>	<b>49</b>
<b>SUBCHAPTER I - TRANSFER AND ASSIGNMENT OF RIGHTS, AUTHORITIES, TITLE, AND INTERESTS</b>	<b>50</b>

§ 6701. Transfer of rights and authorities of Pennsylvania Avenue Development Corporation	50
§ 6702. Transfer and assignment of rights, title, and interests in property	51
<b>SUBCHAPTER II - PENNSYLVANIA AVENUE DEVELOPMENT</b>	<b>55</b>
§ 6711. Definition	55
§ 6712. Powers of other agencies and instrumentalities in the development area	56
§ 6713. Certification of new construction	56
§ 6714. Relocation services	57
§ 6715. Coordination with District of Columbia	58
§ 6716. Reports	58
<b>SUBCHAPTER III - FEDERAL TRIANGLE DEVELOPMENT</b>	<b>60</b>
§ 6731. Definitions	60
§ 6732. Federal Triangle development area	61
§ 6733. Federal Triangle property	61
§ 6734. Ronald Reagan Building and International Trade Center	62
<b>CHAPTER 69 - UNION STATION REDEVELOPMENT</b>	<b>64</b>
<b>SUBCHAPTER I - UNION STATION COMPLEX</b>	<b>65</b>
§ 6901. Definition	65
§ 6902. Assignment of right, title, and interest in the Union Station complex to the Secretary of Transportation	66
§ 6903. Agreements and contracts	66
§ 6904. Acquisition, maintenance, and use of property	67
§ 6905. Service on board of directors of Union Station Redevelopment Corporation	67
§ 6906. Union Station Fund	67
§ 6907. Use of other appropriated amounts	68
§ 6908. Parking facility	69
§ 6909. Supplying steam or chilled water to Union Station complex	69
§ 6910. Authorization of appropriations	69
<b>SUBCHAPTER II - NATIONAL VISITOR FACILITIES ADVISORY COMMISSION</b>	<b>70</b>
§ 6921. Establishment, composition, and meetings	70
§ 6922. Duties	70
§ 6923. Compensation and expenses	71
§ 6924. Reports and recommendations	71

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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**TITLE 40—PUBLIC BUILDINGS, PROPERTY, AND WORKS**

This title was enacted by Pub. L. 107–217, § 1, Aug. 21, 2002, 116 Stat. 1062

Subtitle ...Sec.

- I. FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ...101
- II. PUBLIC BUILDINGS AND WORKS ...3101
- III. INFORMATION TECHNOLOGY MANAGEMENT ...11101
- IV. APPALACHIAN REGIONAL DEVELOPMENT ...14101
- V. REGIONAL ECONOMIC AND INFRASTRUCTURE DEVELOPMENT ...15101
- VI. MISCELLANEOUS ...17101

**Amendments**

2008—Pub. L. 110–234, title XIV, § 14217(b), May 22, 2008, 122 Stat. 1482, and Pub. L. 110–246, title XIV, § 14217(b), June 18, 2008, 122 Stat. 2244, which directed identical amendments to the table of subtitles for “chapter 40, United States Code” by adding items for subtitles V and VI and striking out item for subtitle V, was executed by amending the table of subtitles for this title, to reflect the probable intent of Congress. Prior to amendment, the item for subtitle V read “Miscellaneous”. The amendment by Pub. L. 110–234 was repealed by Pub. L. 110–246, § 4(a), June 18, 2008, 122 Stat. 1664.

**Table Showing Disposition of All Sections of Former Title 40**

Title 40 Former Sections	Title 40 New Sections
1, 1a	Rep.
2	Rep.
3	Rep.
4	Rep.
5	Rep.
5a	Rep.
6	Rep.
7	Rep.
7a	Rep.
8–13	Rep.
13a, 13a note	6111
13b	6112
13c	6113
13d	Rep.
13e	6114
13f	6122
13g	6131
13h	6132
13i	6133
13j	6134
13k	6135
13l	6102
13m	6137
13n(a)	6121
13n(b)	6123
13n(c)	6121
13n(d)	6101
13o	6136
13p	6101
14–18a	Rep.
19	8101

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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<b>Title 40 Former Sections</b>	<b>Title 40 New Sections</b>
20, 21	Rep.
22	Rep.
22a–22c	8143
23, 24	Rep.
25	Rep.
26	Rep.
27	Rep.
27a	Rep.
28	Rep.
29	Rep.
30	Rep.
30a	Rep.
31	8108
32, 33	Rep.
33a	Rep.
34	8141
35	8142
36–37a	Rep.
38	Rep.
39	Rep.
40	Rep.
40a	Rep. (Transferred to former 278 prior to repeal)
41	Rep.
42	8165
43	8107
44	Rep.
45–48	9501
49	9503
50	9504
51, 52	9502
53	Rep.
53a	Elim.
54	9507
55	9505
56	9506
57	Rep.
58	Elim.
59	Rep.
60	Elim.
60a	8161
61	Elim.
62	Elim.
63	Elim.
64	8122
65	Elim.
66	8121
67	Elim.
68	8106

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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<b>Title 40 Former Sections</b>	<b>Title 40 New Sections</b>
69	Elim.
70	Elim.
71(a)	8701
71(b)	8702
71a(a)(1)	8711
71a(a)(2)	8712
71a(a)(3), (4)	8721
71a(b), (c)	8711
71a(d)	8721
71a(e), 71a note	8711
71b	Rep.
71c(a)	8721
71c(b), (c)	Rep.
71c(d), (e) (1st par.)	8721
71c(e) (last par.)	8722
71d	8722
71e	Rep.
71f	8723
71g(a)–(c)	8724
71g(d)	8725
71h	8711
71i	8726
72	8731
72a	8732
72b	8733
72c, 72d	8734
72e	8736
73 (1st, 2d sentences)	8737
73 (3d–last sentences)	8731
74	8711
74a–74c	8735
75	Elim.
76	Elim.
77	Elim.
77a	Rep.
78	Elim.
79	8123
80	Elim.
81	Elim.
82	8125
83	Elim.
84	Elim.
85	Elim.
86	Elim.
87	Elim.
88	Elim.
89	8126
90	Elim.

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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Title 40 Former Sections	Title 40 New Sections
91	Rep.
92	Elim.
92a	Elim.
93	Elim.
94	Elim.
95	Elim.
96	Elim.
97	Elim.
98	Elim.
99	Elim.
100	8127
101	8103
102	8162
103	8163
104 (1st, 2d sentences)	9101
104 (3d–6th sentences)	9102
104 (last sentence words before comma)	9103
104 (last sentence words after comma)	9101
105	9103
106	9104
107	Elim.
108	Elim.
109–112	Rep.
112a	Rep.
113	8144
114	Rep.
115	Rep.
115a	Rep.
116–119	Rep.
120	Rep.
121	8104
122, 123	8124
124 (words before proviso)	9301
124 (proviso)	9302
125 (words before semicolon)	9303
125 (words after semicolon)	9304
126	Rep.
127	9301 note
128	8105
129	585 note
129a–130a	8164
131	8302
132	8303
133	8304
134	Rep.
135	8301
136(a)	8501
136(b), (c)	8502

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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Title 40 Former Sections	Title 40 New Sections
136(d)	(See § 49–103 of the D.C. Official Code)
136(e)	Rep.
136(f)	8501
136(g)(1), (2)	Rep.
136(h)–(j)	8501
137	8102
138	Rep.
161	T. 2 § 1801 note
161a	Rep.
162	T. 2 § 1811
162–1	T. 2 § 1801
162a	T. 2 § 1802
162b	T. 2 § 1868
163	T. 2 § 1812
163a	T. 2 § 1813
163b	T. 2 § 1803
164	Rep.
164a	T. 2 § 1804
165	Rep.
166	T. 2 § 1814
166a	Rep.
166a–1	T. 2 § 1861
166b	Rep.
166b–1	Rep.
166b–1a	T. 2 § 1841
166b–1b	T. 2 § 1842
166b–1c	T. 2 § 1843
166b–1d	T. 2 § 1844
166b–1e	T. 2 § 1845
166b–1f	T. 2 § 1846
166b–2	T. 2 § 1850
166b–3	T. 2 § 1847
166b–3a	T. 2 § 1848
166b–3b	T. 2 § 1849
166b–4	T. 2 § 1851
166b–5	T. 2 § 1852
166b–6	T. 2 § 1832
166b–7	T. 2 § 1831
166c	Elim.
166d	T. 2 § 1818
166e	T. 2 § 1863
166f	T. 2 § 1864
166g	T. 2 § 1867
166h	T. 2 § 1862
166i	T. 2 § 1815
166j	T. 2 § 1816
166k	T. 2 § 1819
166l	T. 2 § 1865



**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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Title 40 Former Sections	Title 40 New Sections
166m	T. 2 § 1820
167	T. 2 § 1833
167a	Rep.
168	T. 2 § 1834
168a	Rep.
169	T. 2 § 2012
170	T. 2 § 2184
170a	(Previously transferred to T. 2 § 117b-1)
171	T. 2 § 1817
172	Rep.
173	T. 2 § 2185
174	Rep.
174a	Rep.
174b	Elim.
174b-1	T. 2 § 2021
174b-2	T. 2 § 2022
174c	T. 2 § 2023
174d	T. 2 § 2024
174d-1	T. 2 § 2181
174e	T. 2 § 1866
174f-174j	Rep.
174j-1	T. 2 § 2042
174j-2	Rep.
174j-3	T. 2 § 2043
174j-4	T. 2 § 2044
174j-5	T. 2 § 2045
174j-6	T. 2 § 2046
174j-7	T. 2 § 2047
174j-8	T. 2 § 2048
174j-9	T. 2 § 2049
174j-10	T. 2 § 2050
174k	T. 2 § 2041
175	T. 2 § 2001
175a	T. 2 § 2002
176	T. 2 § 2003
177	T. 2 § 2004
178	T. 2 § 2005
179	T. 2 § 2006
180	T. 2 § 2007
181	T. 2 § 2008
182	T. 2 § 2009
183	T. 2 § 2010
184	T. 2 § 2011
184a	T. 2 § 2161
184b-184f	Rep.
184g	T. 2 § 2062
185	T. 2 § 2162
185a	T. 2 § 2025

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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Title 40 Former Sections	Title 40 New Sections
186	T. 10 § 4689
187	T. 2 § 2131
187a	T. 2 § 2132
188	T. 2 § 2133
188a	T. 2 § 2081
188a-1	T. 2 § 2082
188a-2	T. 2 § 2083
188a-3	T. 2 § 2084
188a-4	T. 2 § 2085
188a-5	T. 2 § 2086
188b	T. 2 § 2101
188b-1	T. 2 § 2102
188b-2	T. 2 § 2103
188b-3	T. 2 § 2104
188b-4	T. 2 § 2105
188b-5	T. 2 § 2106
188b-6	T. 2 § 2107
188c	T. 2 § 2121
188c-1	T. 2 § 2122
189	T. 2 § 2134
190	T. 2 § 2135
190a	Rep.
190b	T. 2 § 2182
191	Rep.
192	Rep.
193	T. 2 § 2183
193a	5102
193b	5103
193c-193g	5104
193h	5109
193i	5105
193j, 193k	5106
193l	5107
193m(1)	5101
193m(2)-(5)	5104
193m-1	5108
193n	6306
193o	6302
193p, 193q	6303
193r	6304
193s	6307
193t	6306
193u	6305
193v	6301
193w	Rep.
193x	6306
194-205	Rep.
206	T. 2 § 1901

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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Title 40 Former Sections	Title 40 New Sections
206-1	T. 2 § 1902
206a-206a-8	Elim. (Previously transferred to former 206 notes)
206a-9	T. 2 § 1903
206b	T. 2 § 1924
206c	T. 2 § 1925
206d	T. 2 § 1971
206d-1	T. 2 § 1972
206e	T. 2 § 1973
207	T. 2 § 1921
207a	T. 2 § 1922
207b	T. 2 § 1923
207b-1	T. 2 § 1926
206b-2	T. 2 § 1927
207c	T. 2 § 1951
207c-1	T. 2 § 1952
207c-2	T. 2 § 1953
207c-3	T. 2 § 1954
207d	T. 2 § 1904
207e	T. 2 § 1905
208	T. 2 § 1928
209	T. 2 § 1929
210	T. 2 § 1941
210a	T. 2 § 1942
211	T. 2 § 1943
212	T. 2 § 1944, 1944 notes
212a	T. 2 § 1961
212a-1	T. 2 § 1962, 1962 notes
212a-2	T. 2 § 1966
212a-3	T. 2 § 1967
212a-4	T. 2 § 1964
212a-4a	T. 2 § 1965
212a-5	T. 2 § 1968
212b	T. 2 § 1969
212c	T. 2 § 1970
213	Rep.
213a	Elim.
214	T. 2 § 1963
214a	Rep.
214b	T. 2 § 2061
214c	T. 2 § 2063
214d	T. 2 § 2064
214e	T. 2 § 2065
215	T. 2 § 2141
216	T. 2 § 2142
216a	T. 2 § 2145
216b	T. 2 § 2143
216c	T. 2 § 2146
216d	T. 2 § 2144

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Title 40 Former Sections	Title 40 New Sections
217	Rep.
217a	T. 2 § 2147
217b	Rep.
217c	T. 2 § 2167
218–220	Rep.
221	Rep.
222	Rep.
223	T. 2 § 2163
224	T. 2 § 2164
231	(Previously transferred to former T. 44 § 300 prior to repeal)
232, 232a	(Previously transferred to former T. 44 § 300a prior to repeal)
232b	Rep.
233–241	(Previously transferred to former T. 44:300c–300k prior to repeal)
251	Rep.
252	Rep.
253	311
254	Rep.
255 (1st–5th pars.)	3111
255 (last par.)	3112
256	Rep.
257	3113
258	Rep.
258a, 258b	3114
258c	3115
258d	3118
258e	3115
258e–1	3116
258f	3117
259, 260	Rep.
261	3171
262–265	Rep.
265a	Rep.
266, 267	Rep.
267a	Rep.
268, 269	Rep.
269a	Rep.
270	Rep.
270a	3131
270a note	3132
270b, 270c	3133
270d, 270d–1	3131
270e, 270f	3134
271	Rep.
272	Rep.
273–276	Rep.
276a(a)	3142

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<b>Title 40 Former Sections</b>	<b>Title 40 New Sections</b>
276a(b) (1st par. words before proviso)	3141
276a(b) (1st par. proviso, last par.)	3142
276a-1	3143
276a-2	3144
276a-3	3146
276a-4	Rep.
276a-5	3147
276a-6	Rep.
276a-7	3148
276b	Rep.
276c	3145
276d	3161
276d-1—276d-3	3162
277	Rep.
277a	Rep.
278, 278a	Rep.
278b	Rep.
278c	Rep.
279-281	Rep.
282	Rep.
283	3104
284	Rep.
285	3101
285a	Elim.
286	3105
287	Rep.
288	Elim.
289	Elim.
289a	(See former 289)
290	3172
291	3103
292	Rep.
293	3173
294	Rep.
295	3174
296	Rep.
297-298	Rep.
298a	3175
298b	3176
298c	Rep.
298d	3102
301	1301
302-303a	Rep.
303b	1302
303c	T. 16 § 3b
304	1305
304a-304e	1303
304f-304m	1306

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Title 40 Former Sections	Title 40 New Sections
305	1311
306	1312
307	Rep.
308, 309	1313
310	1309
311, 311a	Rep.
311b	1308
312	Rep.
313	Rep.
313-1	Rep.
313-2	Rep.
313a	Rep.
314	1310
314a	Rep.
315	Rep.
316	1307
317	Rep.
318-318d	1315
319	1314
319 note	1314
319a	1314
319a note	1314
319b	1314
319b note	1314
319c	1314
319c note	1314
321, 322	Rep.
323	Rep.
324-326	Rep.
327	Rep.
328	3702
329	3701
330	3703
331	3706
332	3708
333(a)-(e)	3704
333(f)	3705
334	3707
341-342a	Rep.
343	Rep.
344, 345	Rep.
345a	Rep.
345b, 345c, 345c note	1304
346-350a	Rep.
351	(See former 33a)
352-355	Rep.
356	Rep.
356a	Rep.

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

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Title 40 Former Sections	Title 40 New Sections
357	Rep.
361–386, 401	Rep.
402–410	Rep.
411	Rep.
411a	Rep.
412	Rep.
413	Rep.
414	Rep.
421–425	Rep.
431–434	Rep.
435	Rep.
436	Rep.
437	Rep.
438	Rep.
439	Rep.
440	Rep.
441	Rep.
442	Rep.
443	Rep.
444	Rep.
451–455	Rep.
456	Rep.
457	Rep.
458	Rep.
459	Rep.
460	3501
461	Rep.
462(a), (b)	3502
462(c)	Rep.
462(d)	3502
462(e)	3503
462(f)	3504
462(g)	3505
462(h)	Rep.
471	101
472	102
473	112
474(a)	Rep.
474(b)	(See T. 5 § 901 note)
474(c)–(e)	113
475(a)	125
475(b)	124
476	122
481(a)	501
481(b)	502
481(c)	503
481(d)	504
481(e)	505

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Title 40 Former Sections	Title 40 New Sections
482	Rep.
483(a)(1) (1st sentence)	521
483(a)(1) (last sentence)	522
483(a)(2)	523
483(b), (c)	524
483(d)	525
483(e)	529
483(f)	Rep.
483(g)	526
483(h)	527
483a	Rep.
483b	528
483c	Rep.
483d	556
484(a)	541
484(b)	542
484(c)	543
484(d)	544
484(e)	545
484(f)	546
484(g), (h)	547
484(i)	548
484(j)	549
484(k)	550
484(l)	551
484(m)	552
484(n)	549
484(o)	Rep.
484(p)	553
484(q)	554
484(r)	555
484-1	557
484a	Rep.
484b	Rep.
484c	Rep.
484d	558
485(a)	571
485(b)	572
485(c)-(g)	574
485(h)	572
485(i)	573
485a	571
486, 486a	121
487	506
488	559
489	123
490(a)	581
490(b)	582



**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

Title 40 Former Sections	Title 40 New Sections
490(c)	583
490(d)	582
490(e)	584
490(f)	592
490(g)	588
490(h)	585
490(i)	589
490(j), (k)	586
490(l)	587
490 notes	587, 591
490a, 490a-1	592
490b, 490b note, 490b-1	590
490c	593
490d, 490e	585
490f	586
490g	592
490h	587
490i	592
491(a)	601
491(b) (related to establishment)	602
491(b) (related to determination), (c)	603
491(d)	605
491(e)	603
491(f) (1st sentence)	607
491(f) (last sentence)	610
491(g), (h)	604
491(i)	608
491(j)	606
491(k)	609
491(l)	611
492	126
493	Rep.
511	701
512(a)	704
512(b)	703
512(c)	702
513	705
514	701
521-524	Rep.
531	901
532	904
533	903
534	905
535(a), (b)	902
535(c)	904
541	1102
542	1101
543	1103

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

Title 40 Former Sections	Title 40 New Sections
544	1104
551–554	Rep.
601	3302
601a	3306
602	3304
602a	Rep.
603	3305
604	3304
605	3305
606(a)–(e), (f) (related to this section)	3307
606(f) (related to 40:603(b))	3305
607	3309
608	3305
609	3308
610	3314
611	3303
612, 612a(1), (2)	3301
612a(3)–(8)	3306
613	3301
614	3313
615	3315
616	Elim.
617	3311
618	3310
619	3312
651, 652, 661–665, 671	Rep.
672	Elim.
681	Elim.
682, 683	Rep.
684	Rep.
685	Rep.
701	17102
701 note, 702	17103
703	17101
721	17302
722, 722a	17303
723 (1st sentence, 2d sentence words before 2d proviso)	17304
723 (2d sentence 2d, last provisos, last sentence)	17303
724	17305
725	17306
726	17307
727	17308
728	17309
729(a) (1st, 2d sentences)	17301
729(a) (last sentence)	17301, 17306
729(b)–(d)	17301
751(a)	301

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

Title 40 Former Sections	Title 40 New Sections
751(b), (c)	302
751(d)	Rep.
751(e)	Rep.
751(f)	121
752(a)	303
752(b)	Rep.
752(c), 753	303
754	121
755	Rep.
755a	312
756(a)–(c)	321
756(d)	Rep.
756(e), (f)	321
756(g) (1st–3d sentences)	313
756(g) (last sentence), 756a, 756b	321
757	322
758	311
759	Rep.
760	304
761, 761a	323
762	18101
762a	18102
762b	18103
762c	Rep.
762d	18104
771	17701
781	17702
782	17703
783	17704
784	17705
785	17706
786	17707
791	17708
792	Rep.
795	17901
795a	17902
795b	17903
795c	17904
795d	Rep.
801–809	Rep.
811(a) (1st, 2d sentences)	6902
811(a) (last sentence)	6901
811(b)	Rep.
811(c)	Rep.
811(d)	Rep.
812	Rep.
813(a)	6910
813(b)	Rep.

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

Title 40 Former Sections	Title 40 New Sections
814	Rep.
815(a)–(c)	Rep.
815(d)	6903
816(a)(1)	6904
816(a)(2)	Rep.
816(b)	6904
817	6906
818	6908
819(a)	Rep.
819(b)	Rep.
819(c)	6907
819(d)	6909
819a	6905
821 (related to creation)	6921
821 (related to duties)	6922
822(a)	6921
822(b)	6923
822(c)	6922
823	6924
831	T. 2 § 2165
851	T. 2 § 2166
871	6711
872	Rep.
872 notes	6701, 6702
873	Rep.
874	Rep.
875	Rep.
876(a)	6712
876(b)	6713
877(a)	Rep.
877(b)–(d)	6714
878	6715
879(a)	Rep.
879(b)	6701
880	6716
881	Rep.
882	Rep.
883	Rep.
884	Rep.
885	Rep.
901	17502
902	17503
903	17504
904	17505
905	Rep.
906	Rep.
907	17506
908	17507

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).*

Title 40 Former Sections	Title 40 New Sections
909	17508
910	17509
911	17510
912	Rep.
913	17501
1001	8901
1002	8902
1003	8903
1004	8904
1005, 1006	8908
1007	8905
1008	8906
1009	8907
1010(a)	8909
1010(b)	8903
1010(c), (d)	8909
1010(e)	8902
1101	Rep.
1101 note	6734
1102(a)(1)	Rep.
1102(a)(2) (1st sentence)	6733
1102(a)(2) (last sentence)	6734
1102(a)(3)	Rep.
1102(b)	Rep.
1103(a)	Rep.
1103(b)	6734
1103(c)–(g)	Rep.
1104(a), (b)(1), (2)(A)	Rep.
1104(b)(2)(B)	6734
1104(b)(2)(C), (D), (words after (D)), (c)	Rep.
1104(d)	6734
1104(e)	Rep.
1104(f)	6733
1104(g)	6732
1104(h), (i)	Rep.
1105	6734
1106	Elim.
1107	Elim.
1108	6731 note
1109	6731
1201	Rep.
1201 note	6502
1202(a)(1)–(5)	Rep.
1202(a)(6)	6502
1202(a)(7)	Rep.
1202(a)(8)	6502
1202(b)(1)	Rep.
1202(b)(2)(A)	Rep.

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

<b>Title 40 Former Sections</b>	<b>Title 40 New Sections</b>
1202(b)(2)(B), (C)	6502
1202(b)(2)(D) (words before "and the lease")	Rep.
1202(b)(2)(D) (words after "provisions of this chapter")	6504
1202(b)(2) (words after (D))	Rep.
1202(c)–(e)	6502
1203(a), (b)	6504
1203(c)	6502
1203(d)	6504
1204	6505
1205	6506
1206	6503
1207	6507
1208	6501
1301	18301
1302(1), (2)	18302
1302(3)	18303
1302(4), (5)	18302
1302(6), 1303	18303
1304	18304
1401	11101
1411	11301
1412	11302
1413	11303
1421	11311
1422	11312
1423	11313
1424	11314
1425(a)	(See T. 44 § 3506)
1425(b)–(d)	11315
1426	11316
1427	11317
1428	11318
1441	11331
1441 notes	11332
1442	11102
1451, 1452	11103
1461	11704
1471	11501
1472	11502
1473	11503
1474	11504
1475	11505
1491	11521
1492	11522
1501	11701
1502	11702
1503	11703

**TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

Title 40 Former Sections	Title 40 New Sections
T. 40 App. § 1	Rep.
T. 40 App. § 2	14101
T. 40 App. § 101(a)(1)	14301
T. 40 App. § 101(a)(2)	14307
T. 40 App. § 101(b)	14302
T. 40 App. § 101(c), (d)	14301
T. 40 App. § 102	14303
T. 40 App. § 103	14304
T. 40 App. § 104	14305
T. 40 App. § 105, 106(1), (2) (1st sentence)	14306
T. 40 App. § 106(2) (2d, last sentences)	14301
T. 40 App. § 106(3)–(9)	14306
T. 40 App. § 107	14308
T. 40 App. § 108	14309
T. 40 App. § 109	(See T. 5 § 5334)
T. 40 App. § 201	14501
T. 40 App. § 202	14502
T. 40 App. § 203	14504
T. 40 App. § 204	14505
T. 40 App. § 205	14506
T. 40 App. § 206	Rep.
T. 40 App. § 207	14503
T. 40 App. § 208, 211–213	Rep.
T. 40 App. § 214	14507
T. 40 App. § 221	14521
T. 40 App. § 222	14522
T. 40 App. § 223	14523
T. 40 App. § 223 note	14702
T. 40 App. § 224	14524
T. 40 App. § 225	14525
T. 40 App. § 226	14526
T. 40 App. § 301	14102
T. 40 App. § 302	14321
T. 40 App. § 303	14322
T. 40 App. § 304	14310
T. 40 App. § 401	14703
T. 40 App. § 402	14701
T. 40 App. § 403	14102
T. 40 App. § 404	Rep.
T. 40 App. § 405	14704

**Effective Date of 2003 Amendment by Pub. L. 108–178**

Pub. L. 108–178, enacting and amending notes set out below, effective Aug. 21, 2002, see section 5 of Pub. L. 108–178, set out as an Effective Date of 2003 Amendment note under section 5334 of Title 5, Government Organization and Employees.

## TITLE 40 PUBLIC BUILDINGS, PROPERTY, AND WORKS

NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).

### Enacting Clause

Pub. L. 107–217, § 1, Aug. 21, 2002, 116 Stat. 1062, provided in part that: “Certain general and permanent laws of the United States, related to public buildings, property, and works, are revised, codified, and enacted as title 40, United States Code, ‘Public Buildings, Property, and Works’ ”.

### Legislative Purpose and Construction

Pub. L. 108–178, § 1, Dec. 15, 2003, 117 Stat. 2637, provided that:

“(a) Purpose.—The purpose of this Act [see Tables for classification] is to improve the United States Code by making necessary technical changes.

“(b) No Substantive Change.—This Act makes no substantive change in existing law and may not be construed as making a substantive change in existing law.

“(c) Severability.—If a provision enacted by this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision enacted by this Act is held invalid in any of its applications, the provision remains valid for all valid applications that are severable from any of the invalid applications.”

Pub. L. 107–217, § 5, Aug. 21, 2002, 116 Stat. 1303, provided that:

“(a) Purpose.—The purpose of this Act is to revise, codify, and enact without substantive change the general and permanent laws of the United States related to public buildings, property, and works, in order to remove ambiguities, contradictions, and other imperfections and to repeal obsolete, superfluous, and superseded provisions.

“(b) No Substantive Change.—

“(1) In general.—This Act makes no substantive change in existing law and may not be construed as making a substantive change in existing law.

“(2) Deemed date of enactment for certain purposes.—For purposes of determining whether one provision of law supersedes another based on enactment later in time, and otherwise to ensure that this Act makes no substantive change in existing law, the date of enactment of a provision restated in section 1 or 2 of this Act is deemed to remain unchanged, continuing to be the date of enactment of the underlying provision of public law that is being restated.

“(3) Inconsistent laws enacted after March 31, 2002.—This Act restates certain laws enacted before April 1, 2002. Any law enacted after March 31, 2002, that is inconsistent with this Act, including any law purporting to amend or repeal a provision that is repealed by this Act, supersedes this Act to the extent of the inconsistency.

“(c) References.—A reference to a law replaced by section 1 or 2 of this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision enacted by this Act.

“(d) Continuing Effect.—An order, rule, or regulation in effect under a law replaced by section 1 or 2 of this Act continues in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

“(e) Actions and Offenses Under Prior Law.—An action taken or an offense committed under a law replaced by section 1 or 2 of this Act is deemed to have been taken or committed under the corresponding provision enacted by this Act.

“(f) Inferences.—An inference of a legislative construction is not to be drawn by reason of the location in the United States Code of a provision enacted by this Act or by reason of a caption or catch line of the provision.

“(g) Severability.—If a provision enacted by this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision enacted by this Act is held invalid in any of its applications, the provision remains valid for all valid applications that are severable from any of the invalid applications.”

### Repeals

Pub. L. 108–178, § 2(b), Dec. 15, 2003, 117 Stat. 2640, provided that: “Section 6(b) of Public Law 107–217 (116 Stat. 1304) [see below] is repealed insofar as it relates to the provisions listed below, and the provisions listed below are revived to read as if section 6 (b) had not been enacted:

“(1) Section 1(a) of the Act of June 30, 1949 (ch. 288, 63 Stat. 377) [41 U.S.C. 101 note ].

“(2) Section 509(b) of the Department of Education Organization Act (Public Law 96–88, 93 Stat. 695) [20 U.S.C. 3508 (b)].

“(3) Public Law 101–427 (104 Stat. 927) [23 U.S.C. 101 note ].

“(4) Section 7306 of the Federal Acquisition Streamlining Act of 1994 (Public Law 103–355, 108 Stat. 3384).”

Pub. L. 107–217, § 6(a), Aug. 21, 2002, 116 Stat. 1304, provided that: “The repeal of a law by this Act may not be construed as a legislative inference that the provision was or was not in effect before its repeal.”



**TITLE 40 - SUBTITLE II PUBLIC BUILDINGS AND WORKS**

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*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

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Pub. L. 107–217, § 6(b), Aug. 21, 2002, 116 Stat. 1304, as amended by Pub. L. 108–178, § 2, Dec. 15, 2003, 117 Stat. 2637, repealed specified laws, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Aug. 21, 2002.

**TITLE 40 - SUBTITLE II - PART C FEDERAL BUILDING COMPLEXES**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

**SUBTITLE II—PUBLIC BUILDINGS AND WORKS**

**PART A—GENERAL**

Chapter ...Sec.

- 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
- 83. WASHINGTON METROPOLITAN REGION DEVELOPMENT ...8301
- 85. NATIONAL CAPITAL SERVICE AREA AND DIRECTOR ...8501
- 87. PHYSICAL DEVELOPMENT OF NATIONAL CAPITAL REGION ...8701
- 89. NATIONAL CAPITAL MEMORIALS AND COMMEMORATIVE WORKS ...8901
- 91. COMMISSION OF FINE ARTS ...9101
- 93. THEODORE ROOSEVELT ISLAND ...9301
- 95. WASHINGTON AQUEDUCT AND OTHER PUBLIC WORKS IN THE DISTRICT OF COLUMBIA ...9501

**TITLE 40 - SUBTITLE II - PART C - CHAPTER 61  
UNITED STATES SUPREME COURT BUILDING AND G...**

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*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).*

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**PART C—FEDERAL BUILDING COMPLEXES**

## **CHAPTER 61—UNITED STATES SUPREME COURT BUILDING AND GROUNDS**

### **SUBCHAPTER I—GENERAL**

Sec.

6101. Definitions and application.

6102. Regulations.

### **SUBCHAPTER II—BUILDINGS AND GROUNDS**

6111. Supreme Court Building.

6112. Supreme Court Building and grounds employees.

6113. Duties of the Superintendent of the Supreme Court Building.

6114. Oliver Wendell Holmes Garden.

### **SUBCHAPTER III—POLICING AUTHORITY**

6121. General.

6122. Designation of members of the Supreme Court Police.

6123. Authority of Metropolitan Police of the District of Columbia.

### **SUBCHAPTER IV—PROHIBITIONS AND PENALTIES**

6131. Public travel in Supreme Court grounds.

6132. Sale of articles, signs, and solicitation in Supreme Court Building and grounds.

6133. Property in the Supreme Court Building and grounds.

6134. Firearms, fireworks, speeches, and objectionable language in the Supreme Court Building and grounds.

6135. Parades, assemblages, and display of flags in the Supreme Court Building and grounds.

6136. Suspension of prohibitions against use of Supreme Court grounds.

6137. Penalties.

**SUBCHAPTER I—GENERAL**

.....

**§ 6101. Definitions and application**

- (a) **Definitions.**— In this chapter, the following definitions apply:
  - (1) **Official guest of the supreme court.**— The term “official guest of the Supreme Court” means an individual who is a guest of the Supreme Court, as determined by the Chief Justice of the United States or any Associate Justice of the Supreme Court;
  - (2) **State.**— The term “State” means a State of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, Guam, the Northern Mariana Islands, the Federated States of Micronesia, the Marshall Islands, Palau, and any territory or possession of the United States; and
- (b) **Application.**— For purposes of section 6102 of this title and subchapters III and IV, the Supreme Court grounds—
  - (1) extend to the line of the face of—
    - (A) the east curb of First Street Northeast, between Maryland Avenue Northeast and East Capitol Street;
    - (B) the south curb of Maryland Avenue Northeast, between First Street Northeast and Second Street Northeast;
    - (C) the west curb of Second Street Northeast, between Maryland Avenue Northeast and East Capitol Street; and
    - (D) the north curb of East Capitol Street between First Street Northeast and Second Street Northeast; and
  - (2) comprise any property under the custody and control of the Supreme Court as part of the Supreme Court grounds, including property acquired as provided by law on behalf of the Federal Government in lots 2, 3, 800, 801, and 802 in square 758 in the District of Columbia as an addition to the grounds of the Supreme Court Building and that parcel transferred under the Supreme Court Grounds Transfer Act of 2005.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1180; Pub. L. 109–214, § 1(c)(2), Apr. 11, 2006, 120 Stat. 326.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6101(a)	40:13n(d).	Aug. 18, 1949, ch. 479, § 9(d), as added Pub. L. 97–390, § 1(c)(2), Dec. 29, 1982, 96 Stat. 1958.
6101(b)	40:13p.	Aug. 18, 1949, ch. 479, § 11, 63 Stat. 617; Pub. L. 97–390, § 1(d), Dec. 29, 1982, 96 Stat. 1958.

In subsection (a), the definition of “United States” is omitted as unnecessary because, within 40:13f–13p, the words “United States” are used in the geographical sense only in 40:13n(a)(2) and (c) and the restatement of those provisions, in section 6121 of the revised title, substitutes the words “any State” for “any part of the United States”.

Before clause (1), the words “In this chapter, the following definitions apply” are substituted for “As used in sections 13f to 13p of this title, the term—” for clarity. The terms are not used in 40:13a–13e, so using them chapter-wide does not expand their scope.

In clause (2), the words “the Virgin Islands, Guam, the Northern Mariana Islands, the Federal States of Micronesia, the Marshall Islands, Palau, and any territory or possession of the United States” are substituted

for “any territory or possession of the United States” to clarify that the provisions of the source law apply to those jurisdictions.

In subsection (b), before clause (1), the words “In addition to the property referred to in the preceding sentence, for the purposes of sections 13f to 13p of this title, the Supreme Court grounds” are omitted as unnecessary.

### **References in Text**

The Supreme Court Grounds Transfer Act of 2005, referred to in subsec. (b)(2), is section 1 of Pub. L. 109–214, Apr. 11, 2006, 120 Stat. 326, which is set out as a note below.

### **Amendments**

2006—Subsec. (b)(2). Pub. L. 109–214 inserted “and that parcel transferred under the Supreme Court Grounds Transfer Act of 2005” before period at end.

### **Effective Date of 2006 Amendment**

Amendment by Pub. L. 109–214 applicable to fiscal year 2006 and each fiscal year thereafter, see section 1(d) of Pub. L. 109–214, set out as a note below.

### **Transfer of Jurisdiction Over Certain Real Property to the Supreme Court**

Pub. L. 109–214, § 1, Apr. 11, 2006, 120 Stat. 326, provided that:

“(a) Short Title.—This section may be cited as the ‘Supreme Court Grounds Transfer Act of 2005’.

“(b) Transfer of Jurisdiction.—

“(1) In general.—Jurisdiction over the parcel of Federal real property described under paragraph (2) (over which jurisdiction was transferred to the Architect of the Capitol under section 514(b)(2)(B)(i) of the Omnibus Parks and Public Lands Management Act of 1996 (40 U.S.C. 5102 note ; Public Law 104–333; 110 Stat. 4165)) is transferred to the Supreme Court of the United States, without consideration.

“(2) Parcel.—The parcel of Federal real property referred to under paragraph (1) is that portion of the triangle of Federal land in Reservation No. 204 in the District of Columbia under the jurisdiction of the Architect of the Capitol, including any contiguous sidewalks, bound by Constitution Avenue, N.E., on the north, the branch of Maryland Avenue, N.E., running in a northeast direction on the west, the major portion of Maryland Avenue, N.E., on the south, and 2nd Street, N.E., on the east, including the contiguous sidewalks.

“(c) Miscellaneous.—

“(1) Compliance with other laws.—Compliance with this section shall be deemed to satisfy the requirements of all laws otherwise applicable to transfers of jurisdiction over parcels of Federal real property.

“(2) Inclusion in supreme court grounds.—[Amended section 6101 (b)(2) of this title.]

“(3) United states capitol grounds.—

“(A) Definition.—Section 5102 of title 40, United States Code, is amended to exclude within the definition of the United States Capitol Grounds the parcel of Federal real property described in subsection (b)(2).

“(B) Jurisdiction of capitol police.—The United States Capitol Police shall not have jurisdiction over the parcel of Federal real property described in subsection (b)(2) by reason of such parcel formerly being part of the United States Capitol Grounds.

“(4) Recording of map of supreme court grounds.—The Architect of the Capitol shall record with the Office of the Surveyor of the District of Columbia a map showing areas comprising the grounds of the Supreme Court of the United States that reflects—

“(A) the legal boundaries described under section 6101 (b)(1) of title 40, United States Code; and

“(B) any portion of the United States Capitol Grounds as described under section 5102 of title 40, United States Code, which is contiguous to the boundaries or property described under subparagraph (A) of this paragraph.

“(d) Effective Date.—This Act shall apply to fiscal year 2006 and each fiscal year thereafter.”

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

**United States Supreme Court Building; Acquisition of Certain Real Property**

Pub. L. 96–532, Dec. 15, 1980, 94 Stat. 3130, as amended by Pub. L. 97–390, § 3, Dec. 29, 1982, 96 Stat. 1958, provided: “That the Architect of the Capitol is authorized to acquire on behalf of the United States by purchase, condemnation, transfer, or otherwise, as an addition to the grounds of the United States Supreme Court Building, all privately owned real property contained in lots 2, 3, 800, 801, and 802 in square 758 in the District of Columbia, as such lots appear on the records in the office of the Surveyor of the District of Columbia as of the date of the enactment of this Act [Dec. 15, 1980].

“Sec. 2. The acquisition of real property under this Act shall be conducted in accordance with the Act entitled ‘Uniform Relocation Assistance and Land Acquisition Policies Act of 1970’, Public Law 91–646, approved January 2, 1971 [42 U.S.C. 4601 et seq.], and any proceeding for condemnation brought in its course shall be conducted in accordance with the Act entitled ‘An Act to provide for the acquisition of land in the District of Columbia for the use of the United States’, approved March 1, 1929 (16 D.C. Code, secs. 1351–1368).

“Sec. 3. Upon acquisition of such real property by the Architect of the Capitol, on behalf of the United States, such property shall become a part of the grounds of the United States Supreme Court Building and shall be subject to all of the provisions of the Act entitled ‘An Act to provide for the custody and maintenance of the United States Supreme Court Building and the equipment and grounds thereof’, approved May 7, 1934 (40 U.S.C. 13a–13c) [now 40 U.S.C. 6111–6113], and section 6 of the joint resolution entitled ‘Joint resolution to provide for the use and disposition of the bequest of the late Justice Oliver Wendell Holmes to the United States, and for other purposes’, approved October 22, 1940 (40 U.S.C. 13e) [now 40 U.S.C. 6114].

“Sec. 4. The Architect of the Capitol is authorized to enter into contracts and to make expenditures for grading and paving and such other expenditures, including expenditures for personal and other services, as may be necessary to carry out the purposes of this Act.

“Sec. 5. There is hereby authorized to be appropriated the sum of \$645,000 for fiscal year 1981 for the purpose of carrying out the provisions of this Act, said appropriation to remain available until expended.”

.....

**§ 6102. Regulations**

**(a) Authority of the Marshal.**— In addition to the restrictions and requirements specified in subchapter IV, the Marshal of the Supreme Court may prescribe regulations, approved by the Chief Justice of the United States, that are necessary for—

- (1) the adequate protection of the Supreme Court Building and grounds and of individuals and property in the Building and grounds; and
- (2) the maintenance of suitable order and decorum within the Building and grounds.

**(b) Posting Requirement.**— All regulations prescribed under this section shall be posted in a public place at the Building and shall be made reasonably available to the public in writing.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1180.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6102	40:13l.	Aug. 18, 1949, ch. 479, § 7, 63 Stat. 617; Pub. L. 97–390, § 1(b), Dec. 29, 1982, 96 Stat. 1957.

In subsection (a), before clause (1), the word “are” is substituted for “may be deemed” for clarity. In clause (1), the word “individuals” is substituted for “persons” for clarity.

**SUBCHAPTER II—BUILDINGS AND GROUNDS**

**§ 6111. Supreme Court Building**

**(a) In General.—**

**(1) Structural and mechanical care.—** The Architect of the Capitol shall have charge of the structural and mechanical care of the Supreme Court Building, including—

- (A)** the care and maintenance of the grounds; and
- (B)** the supplying of all mechanical furnishings and mechanical equipment for the Building.

**(2) Operation and maintenance.—** The Architect shall direct the operation and maintenance of the mechanical equipment and repair of the building.

**(3) Contract authority.—** The Architect may enter into all necessary contracts to carry out this subsection.

**(b) Availability of Appropriations.—** Amounts appropriated under—

**(1)** subsection (a) and sections 6112 and 6113 of this title are available for—

- (A)** expenses of heating and air-conditioning refrigeration supplied by the Capitol Power Plant, advancements for which shall be made and deposited in the Treasury to the credit of appropriations provided for the Capitol Power Plant; and
- (B)** the purchase of electrical energy; and

**(2)** the heading “Supreme Court of the United States” and “care of the building and grounds” are available for—

- (A)** improvements, maintenance, repairs, equipment, supplies, materials, and appurtenances;
- (B)** special clothing for workers;
- (C)** personal and other services (including temporary labor without regard to chapter 51, subchapter III of chapter 53, and subchapter III of chapter 83, of title 5); and
- (D)** without compliance with section 6101 (b) to (d) of title 41—
  - (i)** for snow removal (by hire of personnel and equipment or under contract); and
  - (ii)** for the replacement of electrical transformers containing polychlorinated biphenyls.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1180; Pub. L. 109–284, § 6(18), Sept. 27, 2006, 120 Stat. 1213; Pub. L. 111–350, § 5(l)(22), Jan. 4, 2011, 124 Stat. 3852.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6111(a)	40:13a(a).	May 7, 1934, ch. 222, § 1, 48 Stat. 668; Pub. L. 95–431, title IV, (“Sec. 1(b) (less proviso)” in proviso in par. under heading “Care of the Building and Grounds”), Oct. 10, 1978, 92 Stat. 1036.
6111(b)(1)	40:13a(b).	
6111(b)(2)	40:13a note.	Pub. L. 101–162, title IV, (proviso in par. under heading “Care of the Building and Grounds”), Nov. 21, 1989, 103 Stat. 1010.

In subsection (b)(1), the words “In addition to the foregoing, any” and “hereafter” are omitted as unnecessary.



*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

In subsection (b)(2), before subclause (A), the words “That for fiscal year 1990 and hereafter” are omitted as executed. In subclause (C), the words “chapter 51, subchapter III of chapter 53, and subchapter III of chapter 83, of title 5” are substituted for “the Classification and Retirement Acts, as amended” because of section 7(b) of the Act of September 6, 1966 (Public Law 89–554, 80 Stat. 631), the first section of which enacted Title 5, United States Code.

**Amendments**

2011—Subsec. (b)(2)(D). Pub. L. 111–350 substituted “section 6101 (b) to (d) of title 41” for “section 3709 of the Revised Statutes (41 U.S.C. 5)”.

2006—Subsec. (b). Pub. L. 109–284 struck out second period at end of heading.

.....

**§ 6112. Supreme Court Building and grounds employees**

Employees required to carry out section 6111 (a) of this title shall be—

- (1) appointed by the Architect of the Capitol with the approval of the Chief Justice of the United States;
- (2) compensated in accordance with chapter 51 and subchapter III of chapter 53 of title 5; and
- (3) subject to subchapter III of chapter 83 of title 5.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1181.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6112	40:13b.	May 7, 1934, ch. 222, § 2, 48 Stat. 668; Pub. L. 95–431, title IV, (“Sec. 1(b) (proviso)” in proviso in par. under heading “Care of the Building and Grounds”), Oct. 10, 1978, 92 Stat. 1036.

In this section, before clause (1), the words “to carry out” are substituted for “for the performance of the provisions of” to eliminate unnecessary words. In clause (2), the words “chapter 51 and subchapter III of chapter 53 of title 5” are substituted for “the Classification Act of 1949, as amended” because of section 7(b) of the Act of September 6, 1966 (Public Law 89–554, 80 Stat. 631), the first section of which enacted Title 5, United States Code. In clause (3), the words “subchapter III of chapter 83 of title 5” are substituted for “the Act entitled ‘An Act for the retirement of employees in the classified civil service, and for other purposes’ approved May 22, 1920, as amended (U.S.C., title 5, ch. 14)” because of section 7(b) of the Act of September 6, 1966 (Public Law 89–554, 80 Stat. 631), the first section of which enacted Title 5, United States Code.

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**§ 6113. Duties of the Superintendent of the Supreme Court Building**

Except as provided in section 6111 (a) of this title, all duties and work required for the operation, domestic care, and custody of the Supreme Court Building shall be performed under the direction of the Marshal of the Supreme Court. The Marshal serves as the superintendent of the Building.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1181.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6113	40:13c.	May 7, 1934, ch. 222, § 3, 48 Stat. 668; June 25, 1948, ch. 646, § 27, 62 Stat. 990.

*TITLE 40 - Section 6114 - Oliver Wendell Holmes Garden*

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

The words “Except as provided in section 6111 (a) of this title” are substituted for “other” for clarity.

.....

**§ 6114. Oliver Wendell Holmes Garden**

The Architect of the Capitol shall maintain and care for the Oliver Wendell Holmes Garden in accordance with the provisions of law on the maintenance and care of the grounds of the Supreme Court Building.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1181.)

**Historical and Revision Notes**

<b>Revised Section</b>	<b>Source (U.S. Code)</b>	<b>Source (Statutes at Large)</b>
6114	40:13e.	Oct. 22, 1940, ch. 908, § 6, 54 Stat. 1208.

The words “After the completion and dedication of” are omitted as executed.

**SUBCHAPTER III—POLICING AUTHORITY**

.....

**§ 6121. General**

(a) **Authority of Marshal of the Supreme Court and Supreme Court Police.**— In accordance with regulations prescribed by the Marshal of the Supreme Court and approved by the Chief Justice of the United States, the Marshal and the Supreme Court Police shall have authority—

- (1) to police the Supreme Court Building and grounds and adjacent streets to protect individuals and property;
- (2) in any State, to protect—
  - (A) the Chief Justice, any Associate Justice of the Supreme Court, and any official guest of the Supreme Court; and
  - (B) any officer or employee of the Supreme Court while that officer or employee is performing official duties;
- (3) while performing duties necessary to carry out paragraph (1) or (2), to make arrests for any violation of federal or state law and any regulation under federal or state law; and
- (4) to carry firearms as may be required while performing duties under section 6102 of this title, this subchapter, and subchapter IV.

(b) **Additional Requirements Related to Subsection (a)(2).**—

- (1) **Authorization to carry firearms.**— Duties under subsection (a)(2)(A) with respect to an official guest of the Supreme Court in any State (other than the District of Columbia, Maryland, and Virginia) shall be authorized in writing by the Chief Justice or an Associate Justice, if those duties require the carrying of firearms under subsection (a)(4).
- (2) **Termination of authority.**— The authority provided under subsection (a)(2) expires on December 29, 2013.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1182; Pub. L. 108–356, § 1, Oct. 21, 2004, 118 Stat. 1416; Pub. L. 110–402, § 1(a), Oct. 13, 2008, 122 Stat. 4254.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6121(a)	40:13n(a).	Aug. 18, 1949, ch. 479, § 9(a), 63 Stat. 617; Pub. L. 93–198, title VII, § 739(g)(8), Dec. 24, 1973, 87 Stat. 829; Pub. L. 97–390, § 1(c)(1), Dec. 29, 1982, 96 Stat. 1957.
6121(b)	40:13n(c).	Aug. 18, 1949, ch. 479, § 9(c), as added Pub. L. 97–390, § 1(c)(2), Dec. 29, 1982, 96 Stat. 1958; Pub. L. 99–218, Dec. 26, 1985, 99 Stat. 1729; Pub. L. 99–492, § 1, Oct. 16, 1986, 100 Stat. 1240; Pub. L. 101–462, Oct. 25, 1990, 104 Stat. 1079; Pub. L. 103–193, Dec. 14, 1993, 107 Stat. 2293; Pub. L. 104–280, § 1, Oct. 9, 1996, 110 Stat. 3359; Pub. L. 106–518, title III, § 313, Nov. 13, 2000, 114 Stat. 2421.

In this section, the words “any State” are substituted for “any part of the United States” to eliminate unnecessary words and for consistency with section 6101 of the revised title.

**TITLE 40 - Section 6122 - Designation of members of the Supreme Court Police**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).*

In subsection (a)(3), the words “federal or state law and any regulation under federal or state law” are substituted for “a law of the United States or any State and any regulation under such law” for consistency in the revised title.

In subsection (b), the words “The Marshal of the Supreme Court shall report annually to the Congress on March 1 regarding the administrative cost of carrying out his duties under such subsection” are omitted pursuant to section 3003 of the Federal Reports Elimination and Sunset Act of 1995 (31 U.S.C. 1113 note ). See, also, page 13 of House Document No. 103–7.

**Amendments**

2008—Subsec. (b)(2). Pub. L. 110–402 substituted “2013” for “2008”.

2004—Subsec. (b)(2). Pub. L. 108–356 substituted “2008” for “2004”.

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**§ 6122. Designation of members of the Supreme Court Police**

Under the general supervision and direction of the Chief Justice of the United States, the Marshal of the Supreme Court may designate employees of the Supreme Court as members of the Supreme Court Police, without additional compensation.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1182.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6122	40:13f.	Aug. 18, 1949, ch. 479, § 1, 63 Stat. 616; Pub. L. 97–390, § 1(a), Dec. 29, 1982, 96 Stat. 1957.

.....

**§ 6123. Authority of Metropolitan Police of the District of Columbia**

The Metropolitan Police of the District of Columbia may make arrests within the Supreme Court Building and grounds for a violation of federal or state law or any regulation under federal or state law. This section does not authorize the Metropolitan Police to enter the Supreme Court Building to make an arrest in response to a complaint, serve a warrant, or patrol the Supreme Court Building or grounds, unless the Metropolitan Police have been requested to do so by, or have received the consent of, the Marshal of the Supreme Court or an assistant to the Marshal.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1182.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6123	40:13n(b).	Aug. 18, 1949, ch. 479, § 9(b), 63 Stat. 617; Pub. L. 97–390, § 1(c)(1), Dec. 29, 1982, 96 Stat. 1957.

The words “violation of federal or state law or any regulation under federal or state law” are substituted for “violations of any such laws or regulations”, and the words “unless the Metropolitan Police have been requested to do so by, or have received the consent of, the Marshal of the Supreme Court of the United States or an assistant to the Marshal” are substituted for “except with the consent or on the request of the Marshal of the Supreme Court or his assistants”, for clarity.

**SUBCHAPTER IV—PROHIBITIONS AND PENALTIES**

.....

**§ 6131. Public travel in Supreme Court grounds**

Public travel in, and occupancy of, the Supreme Court grounds is restricted to the sidewalks and other paved surfaces.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1182.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6131	40:13g.	Aug. 18, 1949, ch. 479, § 2, 63 Stat. 616.

.....

**§ 6132. Sale of articles, signs, and solicitation in Supreme Court Building and grounds**

It is unlawful—

- (1) to offer or expose any article for sale in the Supreme Court Building or grounds;
- (2) to display a sign, placard, or other form of advertisement in the Building or grounds; or
- (3) to solicit fares, alms, subscriptions, or contributions in the Building or grounds.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1183.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6132	40:13h.	Aug. 18, 1949, ch. 479, § 3, 63 Stat. 616.

.....

**§ 6133. Property in the Supreme Court Building and grounds**

It is unlawful to step or climb on, remove, or in any way injure any statue, seat, wall, fountain, or other erection or architectural feature, or any tree, shrub, plant, or turf, in the Supreme Court Building or grounds.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1183.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6133	40:13i.	Aug. 18, 1949, ch. 479, § 4, 63 Stat. 617.

The word “fountain” conforms to the original text as signed into law by the President. A typographical error was made in printing the source law in the Statutes-at-Large (63 Stat. 617) where the word appears as “foundation”.

.....

**§ 6134. Firearms, fireworks, speeches, and objectionable language in the Supreme Court Building and grounds**

It is unlawful to discharge a firearm, firework or explosive, set fire to a combustible, make a harangue or oration, or utter loud, threatening, or abusive language in the Supreme Court Building or grounds.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1183.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6134	40:13j.	Aug. 18, 1949, ch. 479, § 5, 63 Stat. 617.

.....

**§ 6135. Parades, assemblages, and display of flags in the Supreme Court Building and grounds**

It is unlawful to parade, stand, or move in processions or assemblages in the Supreme Court Building or grounds, or to display in the Building and grounds a flag, banner, or device designed or adapted to bring into public notice a party, organization, or movement.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1183.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6135	40:13k.	Aug. 18, 1949, ch. 479, § 6, 63 Stat. 617.

.....

**§ 6136. Suspension of prohibitions against use of Supreme Court grounds**

To allow the observance of authorized ceremonies in the Supreme Court Building and grounds, the Marshal of the Supreme Court may suspend for those occasions any of the prohibitions contained in this subchapter as may be necessary for the occasion if—

- (1) responsible officers have been appointed; and
- (2) the Marshal determines that adequate arrangements have been made—
  - (A) to maintain suitable order and decorum in the proceedings; and
  - (B) to protect the Supreme Court Building and grounds and individuals and property in the Building and grounds.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1183.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6136	40:13o.	Aug. 18, 1949, ch. 479, § 10, 63 Stat. 617.

.....

**§ 6137. Penalties**

(a) **In General.**— An individual who violates this subchapter, or a regulation prescribed under section 6102 of this title, shall be fined under title 18, imprisoned not more than 60 days, or both.

(b) **Venue and Procedure.**— Prosecution for a violation described in subsection (a) shall be in the United States District Court for the District of Columbia or in the Superior Court of the District of Columbia, on information by the United States Attorney or an Assistant United States Attorney.

(c) **Offenses Involving Property Damage Over \$100.**—If during the commission of a violation described in subsection (a), public property is damaged in an amount exceeding \$100, the period of imprisonment for the offense may be not more than five years.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1183; Pub. L. 108–356, § 2, Oct. 21, 2004, 118 Stat. 1416.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6137	40:13m.	Aug. 18, 1949, ch. 479, § 8, 63 Stat. 617.

In subsection (a), the words “fined under title 18” are substituted for “fined not more than \$100” for consistency with chapter 227 of title 18.

In subsection (b), the words “Superior Court of the District of Columbia” are substituted for “Municipal Court for the District of Columbia” [subsequently changed to “District of Columbia Court of General Sessions” because of sections 1 and 7 of the Act of July 8, 1963 (Public Law 88–60, 77 Stat. 77, 78)] because of section 155(a) of the District of Columbia Court Reorganization Act of 1970 (Public Law 91–358, 85 Stat. 570).

**Amendments**

2004—Subsec. (b). Pub. L. 108–356 added subsec. (b) and struck out heading and text of former subsec. (b). Text read as follows: “Prosecution for a violation described in subsection (a) shall be in the Superior Court of the District of Columbia, on information by the United States Attorney or an Assistant United States Attorney.”

**CHAPTER 63—SMITHSONIAN INSTITUTION, NATIONAL GALLERY OF ART, AND JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS**

Sec.

- 6301. Definition.
- 6302. Public use of grounds.
- 6303. Unlawful activities.
- 6304. Additional regulations.
- 6305. Suspension of regulations.
- 6306. Policing of buildings and grounds.
- 6307. Penalties.

.....

**§ 6301. Definition**

In this chapter, the term “specified buildings and grounds” means—

(1) **Smithsonian institution.**— The Smithsonian Institution and its grounds, which include the following:

(A) **Smithsonian buildings and grounds on the national mall.**— The Smithsonian Building, the Arts and Industries Building, the Freer Gallery of Art, the National Air and Space Museum, the National Museum of Natural History, the National Museum of American History, the National Museum of the American Indian, the Hirshhorn Museum and Sculpture Garden, the Arthur M. Sackler Gallery, the National Museum of African Art, the S. Dillon Ripley Center, and all other buildings of the Smithsonian Institution within the Mall, including the entrance walks, unloading areas, and other pertinent service roads and parking areas.

(B) **National zoological park.**— The National Zoological Park comprising all the buildings, streets, service roads, walks, and other areas within the boundary fence of the National Zoological Park in the District of Columbia and including the public space between that fence and the face of the curb lines of the adjacent city streets.

(C) **Other smithsonian buildings and grounds.**— All other buildings, service roads, walks, and other areas within the exterior boundaries of any real estate or land or interest in land (including temporary use) that the Smithsonian Institution acquires and that the Secretary of the Smithsonian Institution determines to be necessary for the adequate protection of individuals or property in the Smithsonian Institution and suitable for administration as a part of the Smithsonian Institution.

(2) **National gallery of art.**— The National Gallery of Art and its grounds, which extend—

(A) to the line of the face of the south curb of Constitution Avenue Northwest, between Seventh Street Northwest, and Fourth Street Northwest, to the line of the face of the west curb of Fourth Street Northwest, between Constitution Avenue Northwest, and Madison Drive Northwest; to the line of the face of the north curb of Madison Drive Northwest, between Fourth Street Northwest, and Seventh Street Northwest; and to the line of the face of the east curb of Seventh Street Northwest, between Madison Drive Northwest, and Constitution Avenue Northwest;

(B) to the line of the face of the south curb of Pennsylvania Avenue Northwest, between Fourth Street and Third Street Northwest, to the line of the face of the west curb of Third Street Northwest, between Pennsylvania Avenue and Madison Drive Northwest, to the line of the face of the north curb of Madison Drive Northwest, between Third Street and Fourth Street Northwest, and to the line of the face of the east curb of Fourth Street Northwest, between Pennsylvania Avenue and Madison Drive Northwest; and

(C) to the line of the face of the south curb of Constitution Avenue Northwest, between Ninth Street Northwest and Seventh Street Northwest; to the line of the face of the west curb of Seventh Street Northwest, between Constitution Avenue Northwest and Madison Drive Northwest; to the line of the face of the north curb of Madison Drive Northwest, between Seventh Street Northwest and the line of the face of the east side of the east retaining wall of the Ninth Street Expressway



TITLE 40 - Section 6302 - Public use of grounds

NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see http://www.law.cornell.edu/uscode/uscp.html).

Northwest; and to the line of the face of the east side of the east retaining wall of the Ninth Street Expressway Northwest, between Madison Drive Northwest and Constitution Avenue Northwest.

(3) John f. kennedy center for the performing arts.—The John F. Kennedy Center for the Performing Arts, which extends to the line of the west face of the west retaining walls and curbs of the Inner Loop Freeway on the east, the north face of the north retaining walls and curbs of the Theodore Roosevelt Bridge approaches on the south, the east face of the east retaining walls and curbs of Rock Creek Parkway on the west, and the south curbs of New Hampshire Avenue and F Street on the north, as generally depicted on the map entitled “Transfer of John F. Kennedy Center for the Performing Arts”, numbered 844/82563 and dated April 20, 1994 (as amended by the map entitled “Transfer of John F. Kennedy Center for the Performing Arts”, numbered 844/82563A and dated May 22, 1997), which shall be on file and available for public inspection in the office of the National Capital Region, National Park Service.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1184.)

Historical and Revision Notes

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 6301, 40:193v., Oct. 24, 1951, ch. 559, § 9, 65 Stat. 635; Pub. L. 88–391, § 3, Aug. 1, 1964, 78 Stat. 366; Pub. L. 90–376, § 3, July 5, 1968, 82 Stat. 286; Pub. L. 102–336, Aug. 7, 1992, 106 Stat. 864; Pub. L. 103–279, § 9(c), July 21, 1994, 108 Stat. 1417; Pub. L. 105–95, § 4 (related to section 9(3) of the Act of October 24, 1951), Nov. 19, 1997, 111 Stat. 2149.

In clause (1)(A), the words “National Museum of American History” are substituted for “Museum of History and Technology” because of section 3 of the Act of October 13, 1980 (Public Law 96–441, 20:71 note).

In clause (1)(C), the words “the Smithsonian Institution acquires” are substituted for “that shall hereafter be acquired by the Smithsonian Institution” to eliminate unnecessary words.

In clause (3), the words “the site of” are omitted as unnecessary and for consistency in the revised section.

.....

§ 6302. Public use of grounds

Public travel in, and occupancy of, the grounds specified under section 6301 of this title are restricted to the sidewalks and other paved surfaces, except in the National Zoological Park.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1185.)

Historical and Revision Notes

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 6302, 40:193o., Oct. 24, 1951, ch. 559, § 2, 65 Stat. 634.

.....

§ 6303. Unlawful activities

(a) Displays and Solicitations.— It is unlawful for anyone other than an authorized employee or concessionaire to carry out any of the following activities within the specified buildings and grounds:

- (1) Offer or expose any article for sale.

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

- (2) Display any sign, placard, or other form of advertisement.
- (3) Solicit alms, subscriptions, or contributions.
- (b) **Touching of, or Injuries to, Property.**— It is unlawful for anyone—
  - (1) other than an authorized employee, to touch or handle objects of art or scientific or historical objects on exhibition within the specified buildings or grounds; or
  - (2) to step or climb on, remove, or in any way injure any object of art, exhibit (including an exhibit animal), equipment, seat, wall, fountain, or other erection or architectural feature, or any tree, shrub, plant, or turf, within the specified buildings or grounds.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1185.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6303(a)	40:193p.	Oct. 24, 1951, ch. 559, §§ 3, 4, 65 Stat. 634.
6303(b)	40:193q.	

.....

**§ 6304. Additional regulations**

- (a) **Authority To Prescribe Additional Regulations.**— In addition to the restrictions and requirements specified in sections 6302 and 6303 of this title, the Secretary of the Smithsonian Institution, the Trustees of the National Gallery of Art, and the Trustees of the John F. Kennedy Center for the Performing Arts may prescribe for their respective agencies regulations necessary for—
  - (1) the adequate protection of the specified buildings and grounds and individuals and property in those buildings and grounds; and
  - (2) the maintenance of suitable order and decorum within the specified buildings and grounds, including the control of traffic and parking of vehicles in the National Zoological Park and all other areas in the District of Columbia under their control.
- (b) **Publication in Federal Register.**— A regulation prescribed under this section shall be published in the Federal Register and is not effective until the expiration of 10 days after the date of publication.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1186.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6304	40:193r.	Oct. 24, 1951, ch. 559, § 5, 65 Stat. 634; Pub. L. 88–391, § 1, Aug. 1, 1964, 78 Stat. 365; Pub. L. 103–279, § 9(a), July 21, 1994, 108 Stat. 1416.

.....

**§ 6305. Suspension of regulations**

To allow authorized services, training programs, and ceremonies in the specified buildings and grounds, the Secretary of the Smithsonian Institution, the Trustees of the National Gallery of Art, and the Trustees of the John F. Kennedy Center for the Performing Arts (or their designees) may suspend for their respective agencies any of the prohibitions contained in sections 6302 and 6303 of this title as may be necessary for the occasion or circumstance if—

- (1) responsible officers have been appointed; and

**TITLE 40 - Section 6306 - Policing of buildings and grounds**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

- (2) the Secretary of the Smithsonian Institution, the Trustees of the National Gallery of Art, and the Trustees of the John F. Kennedy Center for the Performing Arts (or their designees) determine that adequate arrangements have been made—
- (A) to maintain suitable order and decorum in the proceedings; and
  - (B) to protect the specified buildings and grounds and persons and property in those buildings and on those grounds.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1186.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6305	40:193u.	Oct. 24, 1951, ch. 559, § 8, 65 Stat. 635; Pub. L. 103–279, § 9(b), July 21, 1994, 108 Stat. 1416.

Before clause (1), the words “or their designees” are substituted for “or their designated representatives” for consistency in the revised section.

.....

**§ 6306. Policing of buildings and grounds**

- (a) **Designation of Employees as Special Police.**— Subject to section 5375 of title 5, the Secretary of the Smithsonian Institution, the Trustees of the National Gallery of Art, and the Trustees of the John F. Kennedy Center for the Performing Arts (or their designees) may designate employees of their respective agencies as special police, without additional compensation, for duty in connection with the policing of their respective specified buildings and grounds.
- (b) **Powers.**— The employees designated as special police under subsection (a)—
- (1) may, within the specified buildings and grounds, enforce, and make arrests for violations of, sections 6302 and 6303 of this title, any regulation prescribed under section 6304 of this title, federal or state law, or any regulation prescribed under federal or state law; and
  - (2) may enforce concurrently with the United States Park Police the laws and regulations applicable to the National Capital Parks, and may make arrests for violations of sections 6302 and 6303 of this title, within the several areas located within the exterior boundaries of the face of the curb lines of the squares within which the specified buildings and grounds are located.
- (c) **Uniforms and Other Equipment.**— The employees designated as special police under subsection (a) may be provided, without charge, with uniforms and other equipment as may be necessary for the proper performance of their duties, including badges, revolvers, and ammunition.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1186.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6306(a)	40:193n.	Oct. 24, 1951, ch. 559, § 1, 65 Stat. 634; Pub. L. 91–34, § 2(c), June 30, 1969, 83 Stat. 41; Pub. L. 104–134, title I, § 101(c) [title II, proviso in 1st par. under heading “John F. Kennedy Center for the Performing Arts”], Apr. 26, 1996, 110 Stat. 1321–193, renumbered as title I by Pub. L. 104–140, § 1(a), May 2, 1996, 110 Stat. 1327.
6306(b)(1)	40:193t (words before 5th comma).	Oct. 24, 1951, ch. 559, § 7, 65 Stat. 635; Pub. L. 88–391, § 2, Aug. 1, 1964, 78 Stat. 365.

**TITLE 40 - Section 6307 - Penalties**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6306(b)(2)	40:193x.	Oct. 24, 1951, ch. 559, § 11, as added Pub. L. 88-391, § 4, Aug. 1, 1964, 78 Stat. 366.
6306(c)	40:193t (words after 5th comma).	

In subsection (a), the words “section 5375 of title 5” are substituted for “section 5365 of title 5” because of section 801(a)(3)(A)(ii) of the Civil Service Reform Act of 1978 (Public Law 95-454, 92 Stat. 1221), which redesignated sections 5361 through 5365 of title 5 as sections 5371 through 5375 of title 5. The words “or their designees” are substituted for “or their authorized representatives” for consistency in the revised chapter.

In subsection (b)(2), the words “within which the specified buildings and grounds are located” are substituted for “within which the aforementioned buildings are located” for clarity.

.....

**§ 6307. Penalties**

**(a) In General.—**

**(1) Penalty.—** A person violating section 6302 or 6303 of this title, or a regulation prescribed under section 6304 of this title, shall be fined under title 18, imprisoned for not more than 60 days, or both.

**(2) Procedure.—** Prosecution for an offense under this subsection shall be in the Superior Court of the District of Columbia, by information by the United States Attorney or an Assistant United States Attorney.

**(b) Offenses Involving Property Damage Over \$100.—**

**(1) Penalty.—** If in the commission of a violation described in subsection (a), property is damaged in an amount exceeding \$100, the period of imprisonment for the offense may be not more than five years.

**(2) Venue and procedure.—** Prosecution of an offense under this subsection shall be in the United States District Court for the District of Columbia by indictment. Prosecution may be on information by the United States Attorney or an Assistant United States Attorney if the defendant, after being advised of the nature of the charge and of rights of the defendant, waives in open court prosecution by indictment.

(Pub. L. 107-217, Aug. 21, 2002, 116 Stat. 1187.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6307	40:193s.	Oct. 24, 1951, ch. 559, § 6, 65 Stat. 635.

In subsection (a)(1), the words “fined under title 18” are substituted for “fined not more than \$100” for consistency with chapter 227 of title 18.

In subsection (a)(2), the words “Superior Court of the District of Columbia” are substituted for “Municipal Court for the District of Columbia” [subsequently changed to “District of Columbia Court of General Sessions” because of sections 1 and 7 of the Act of July 8, 1963 (Public Law 88-60, 77 Stat. 77, 78)] because of section 155(a) of the District of Columbia Court Reorganization Act of 1970 (Public Law 91-358, 85 Stat. 570).

In subsection (b)(1), the words “the amount of the fine for the offense may be not more than \$5,000” are omitted for consistency with chapter 227 of title 18.

**CHAPTER 65—THURGOOD MARSHALL FEDERAL JUDICIARY BUILDING**

Sec.

- 6501. Definition.
- 6502. Thurgood Marshall Federal Judiciary Building.
- 6503. Commission for the Judiciary Office Building.
- 6504. Lease of building.
- 6505. Structural and mechanical care and security.
- 6506. Allocation of space.
- 6507. Account in Treasury.

**Amendments**

2006—Pub. L. 109–284, § 6(19), Sept. 27, 2006, 120 Stat. 1213, renumbered item 6581 as 6501.

.....

**§ 6501. Definition**

In this chapter, the term “Chief Justice” means the Chief Justice of the United States or the designee of the Chief Justice, except that when there is a vacancy in the office of the Chief Justice, the most senior associate justice of the Supreme Court shall be deemed to be the Chief Justice for purposes of this chapter until the vacancy is filled.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1188.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6501	40:1208.	Pub. L. 100–480, § 10, Oct. 7, 1988, 102 Stat. 2335.

The text of 40:1208(1) and (3) is omitted as unnecessary because the complete names of the Architect of the Capitol and the Commission for the Judiciary Office Building are used the first times the terms appear in a section.

.....

**§ 6502. Thurgood Marshall Federal Judiciary Building**

(a) **Establishment and Designation.**— There is a Federal Judiciary Building in Washington, D.C., known and designated as the “Thurgood Marshall Federal Judiciary Building”.

(b) **Title.**—

(1) **Squares 721 and 722.**— Title to squares 721 and 722 remains in the Federal Government.

(2) **Building.**— Title to the Building and other improvements constructed or otherwise made immediately reverts to the Government at the expiration of not more than 30 years from the effective date of the lease agreement referred to in section 6504 of this title without payment of any compensation by the Government.

(c) **Limitations.**—

(1) **Size of building.**— The Building (excluding parking facilities) may not exceed 520,000 gross square feet in size above the level of Columbia Plaza in the District of Columbia.

(2) **Height of building.**— The height of the Building and other improvements shall be compatible with the height of surrounding Government and historic buildings and conform to the provisions of the Act of June 1, 1910 (ch. 263, 36 Stat. 452) (known as the Building Height Act of 1910).

(3) **Design.**— The Building and other improvements shall—

(A) be designed in harmony with historical and Government buildings in the vicinity;

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- (B) reflect the symbolic importance and historic character of the United States Capitol and other buildings on the United States Capitol Grounds; and
- (C) represent the dignity and stability of the Government.
- (d) **Approval of Chief Justice.**— All final decisions regarding architectural design of the Building are subject to the approval of the Chief Justice.
- (e) **Chilled Water and Steam From Capitol Power Plant.**— If the Building is connected with the Capitol Power Plant, the Architect of the Capitol shall furnish chilled water and steam from the Plant to the Building on a reimbursable basis.
- (f) **Construction Standards.**— The Building and other improvements constructed under this chapter shall meet all standards applicable to construction of a federal building.
- (g) **Accounting System.**— The Architect shall maintain an accounting system for operation and maintenance of the Building and other improvements which will allow accurate projections of the dates and cost of major repairs, improvements, reconstructions, and replacements of the Building and improvements and other capital expenditures on the Building and improvements.
- (h) **Nonapplicability of Certain Laws.**—
  - (1) **Building codes, permits, or inspection.**— The Building is not subject to any law of the District of Columbia relating to building codes, permits, or inspection, including any such law enacted by Congress.
  - (2) **Taxes.**— The Building and other improvements constructed under this chapter are not subject to any law of the District of Columbia relating to real estate and personal property taxes, special assessments, or other taxes, including any such law enacted by Congress.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1188.)

### Historical and Revision Notes

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6502(a)	40:1201 note.	Pub. L. 103–4, § 1, Feb. 8, 1993, 107 Stat. 30.
6502(b)	40:1202(b)(2)(B), (C).	Pub. L. 100–480, §§ 3(a)(6), (8), (b)(2)(B), (C), (c)–(e), 4(c), Oct. 7, 1988, 102 Stat. 2329, 2330, 2331.
6502(c)	40:1202(a)(8).	
6502(d)	40:1202(a)(6).	
6502(e)	40:1202(c).	
6502(f)	40:1202(d) (1st, 2d sentences).	
6502(g)	40:1203(c).	
6502(h)(1)	40:1202(d) (last sentence).	
6502(h)(2)	40:1202(e).	

In subsection (e), the text of 40:1202(c)(1) is omitted as obsolete.

In subsection (f), the text of 40:1202(d) (2d sentence) is omitted as obsolete.

#### References in Text

The Building Height Act of 1910, referred to in subsec. (c)(2), is act June 1, 1910, ch. 263, 36 Stat. 452, which is not classified to the Code.

#### Reference to the Thurgood Marshall Federal Judiciary Building

Pub. L. 103–4, § 2, Feb. 8, 1993, 107 Stat. 30, provided that: “Any reference in any law, map, regulation, document, paper, or other record of the United States to the Federal Judiciary Building referred to in section 1 [now 40 U.S.C. 6502 (a)] shall be deemed to be a reference to the ‘Thurgood Marshall Federal Judiciary Building’.”

.....

**§ 6503. Commission for the Judiciary Office Building**

(a) **Establishment and Membership.**— There is a Commission for the Judiciary Office Building, composed of the following 13 members or their designees:

- (1) Two individuals appointed by the Chief Justice from among justices of the Supreme Court and other judges of the United States.
- (2) The members of the House Office Building Commission.
- (3) The majority leader and minority leader of the Senate.
- (4) The Chairman and the ranking minority member of the Senate Committee on Rules and Administration.
- (5) The Chairman and the ranking minority member of the Senate Committee on Environment and Public Works.
- (6) The Chairman and ranking minority member of the Committee on Transportation and Infrastructure of the House of Representatives.

(b) **Quorum.**— Seven members of the Commission is a quorum.

(c) **Duties.**— The Commission is responsible for the supervision of the design, construction, operation, maintenance, structural, mechanical, and domestic care, and security of the Thurgood Marshall Federal Judiciary Building. The Commission shall prescribe regulations to govern the actions of the Architect of the Capitol under this chapter and to govern the use and occupancy of all space in the Building.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1189.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6503(a)	40:1206(a), (b).	Pub. L. 100–480, § 7, Oct. 7, 1988, 102 Stat. 2334.
6503(b)	40:1206(d).	
6503(c)	40:1206(c).	

In subsection (a)(6), the words “Transportation and Infrastructure” are substituted for “Public Works and Transportation” in section 7(b) of the Judiciary Office Building Development Act (Public Law 100–480, 102 Stat. 2334) because of section 1(a)(9) of the Act of June 3, 1995 (Public Law 104–14, 2:21 note prec.).

In subsection (c), the words “from time to time” are omitted as unnecessary.

.....

**§ 6504. Lease of building**

(a) **Lease Agreement.**— Under an agreement with the person selected to construct the Thurgood Marshall Federal Judiciary Building, the Architect of the Capitol shall lease the Building to carry out the objectives of this chapter.

(b) **Minimum Requirements of Lease Agreement.**— The agreement includes at a minimum the following:

- (1) **Limit on length of lease.**— The Architect will lease the Building and other improvements for not more than 30 years from the effective date of the agreement.
- (2) **Rental rate.**— The rental rate per square foot of occupiable space for all space in the Building and other improvements will be in the best interest of the Federal Government and will carry out the objectives of this chapter. The aggregate rental rate for all space in the Building and other

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improvements shall produce an amount at least equal to the amount necessary to amortize the cost of development of squares 721 and 722 in the District of Columbia over the life of the lease.

**(3) Authority to make space available and sublease space.**— The Architect may make space available and sublease space in the Building and other improvements in accordance with section 6506 of this title.

**(4) Other terms and conditions.**— The agreement contains terms and conditions the Architect prescribes to carry out the objectives of this chapter.

**(c) Obligation of Amounts.**— Obligation of amounts for lease payments under this section may only be made—

- (1)** on an annual basis; and
- (2)** from the account described in section 6507 of this title.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1189.)

### Historical and Revision Notes

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6504(a)	40:1203(a).	Pub. L. 100–480, §§ 3(b)(2)(D) (words after “provisions of this chapter”), 4(a), (b), (d), Oct. 7, 1988, 102 Stat. 2330, 2331.
6504(b)(1)– (3)	40:1203(b).	
6504(b)(4)	40:1202(b)(2)(D) (words after “provisions of this Act”).	
6504(c)	40:1203(d).	

Subsection (a) is substituted for 40:1203(a) to eliminate obsolete words.

In subsection (b)(2), the words “in the District of Columbia” are added for clarity.

.....

## § 6505. Structural and mechanical care and security

**(a) Structural and Mechanical Care.**— The Architect of the Capitol, under the direction of the Commission for the Judiciary Office Building—

**(1)** is responsible for the structural and mechanical care and maintenance of the Thurgood Marshall Federal Judiciary Building and improvements, including the care and maintenance of the grounds of the Building, in the same manner and to the same extent as for the structural and mechanical care and maintenance of the Supreme Court Building under section 6111 of this title; and

**(2)** shall perform all other duties and work required for the operation and domestic care of the Building and improvements.

**(b) Security.**—

**(1) Capitol police.**— The United States Capitol Police—

**(A)** are responsible for all exterior security of the Building and other improvements constructed under this chapter; and

**(B)** may police the Building and other improvements, including the interior and exterior, and may make arrests within the interior and exterior of the Building and other improvements for any violation of federal or state law or the laws of the District of Columbia, or any regulation prescribed under any of those laws.

**(2) Marshal of the supreme court.**— This chapter does not interfere with the obligation of the Marshal of the Supreme Court to protect justices, officers, employees, or other personnel of the Supreme Court who may occupy the Building and other improvements.



*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

**(3) Reimbursement.**— The Architect shall transfer from the account described in section 6507 of this title amounts necessary to reimburse the United States Capitol Police for expenses incurred in providing exterior security under this subsection. The Capitol Police may accept amounts the Architect transfers under this paragraph. Those amounts shall be credited to the appropriation account charged by the Capitol Police in carrying out security duties.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1190.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6505(a)	40:1204(a).	Pub. L. 100–480, § 5, Oct. 7, 1988, 102 Stat. 2331; Pub. L. 102–392, title III, § 311(a), Oct. 6, 1992, 106 Stat. 1723.
6505(b)(1)(A)	40:1204(b)(1).	
6505(b)(1)(B)	40:1204(c).	
6505(b)(2), (3)	40:1204(b)(2), (3).	

In subsection (a), before clause (1), the words “Upon occupancy by the United States of the building and other improvements constructed under this chapter” are omitted as obsolete.

.....

**§ 6506. Allocation of space**

**(a) Priority.**—

**(1) Judicial branch.**— Subject to this section, the Architect of the Capitol shall make available to the judicial branch of the Federal Government all space in the Thurgood Marshall Federal Judiciary Building and other improvements constructed under this chapter. The space shall be made available on a reimbursable basis and substantially in accordance with the report referred to in section 3(b)(1) of the Judiciary Office Building Development Act (Public Law 100–480, 102 Stat. 2330).

**(2) Other federal governmental entities.**— The Architect may make available to federal governmental entities which are not part of the judicial branch and which are not staff of Members of Congress or congressional committees any space in the Building and other improvements that the Chief Justice decides is not needed by the judicial branch. The space shall be made available on a reimbursable basis.

**(3) Other persons.**— If any space remains, the Architect may sublease it pursuant to subsection (e), under the direction of the Commission for the Judiciary Office Building, to any person.

**(b) Space for Judicial Branch and Other Federal Governmental Entities.**— Space made available under subsection (a)(1) or (2) is subject to—

- (1)** terms and conditions necessary to carry out the objectives of this chapter; and
- (2)** reimbursement at the rate established under section 6504 (b)(2) of this title plus an amount necessary to pay each year for the cost of administering the Building and other improvements (including the cost of operation, maintenance, rehabilitation, security, and structural, mechanical, and domestic care) that is attributable to the space, with the amount to be determined by the Architect and—

**(A)** in the case of the judicial branch, the Director of the Administrative Office of the United States Courts; or

**(B)** in the case of any federal governmental entity not a part of the judicial branch, the entity.

**(c) Space for Judicial Branch.**—

- (1) Assignment of space within judicial branch.**— The Director may assign space made available to the judicial branch under subsection (a)(1) among offices of the judicial branch as the Director considers appropriate.
- (2) Vacating occupied space.**— When the Chief Justice notifies the Architect that the judicial branch requires additional space in the Building and other improvements, the Architect shall accommodate those requirements within 90 days after the date of the notification, except that if the space was made available to the Administrator of General Services, it shall be vacated expeditiously by not later than a date the Chief Justice and the Administrator agree on.
- (3) Unoccupied space.**— The Chief Justice has the right of first refusal to use unoccupied space in the Building to meet the needs of the judicial branch.
- (d) Lease by Architect.**—
- (1) Authority to lease.**— Subject to approval by the Committees on Appropriations of the House of Representatives and the Senate, the House Office Building Commission, and the Committee on Rules and Administration of the Senate, the Architect may lease and occupy not more than 75,000 square feet of space in the Building.
- (2) Payments.**— Payments under the lease shall be made on vouchers the Architect approves. Necessary amounts may be appropriated—
- (A)** to the Architect to carry out this subsection, including amounts for acquiring and installing furniture and furnishings; and
- (B)** to the Sergeant at Arms of the Senate to plan for, acquire, and install telecommunications equipment and services for the Architect with respect to space leased under this subsection.
- (e) Subleased Space.**—
- (1) Rental rate.**— Space subleased by the Architect under subsection (a)(3) is subject to reimbursement at a rate which is comparable to prevailing rental rates for similar facilities in the area but not less than the rate established under section 6504 (b)(2) of this title plus an amount the Architect and the person subleasing the space agree is necessary to pay each year for the cost of administering the Building (including the cost of operation, maintenance, rehabilitation, security, and structural, mechanical, and domestic care) that is attributable to the space.
- (2) Limitation.**— A sublease under subsection (a)(3) must be compatible with the dignity and functions of the judicial branch offices housed in the Building and must not unduly interfere with the activities and operations of the judicial branch agencies housed in the Building. Sections 5104 (c) and 5108 of this title do not apply to any space in the Building and other improvements subleased to a non-Government tenant under subsection (a)(3).
- (3) Collection of rent.**— The Architect shall collect rent for space subleased under subsection (a)(3).
- (f) Deposit of Rent and Reimbursements.**— Amounts received under subsection (a)(3) (including lease payments and reimbursements) shall be deposited in the account described in section 6507 of this title.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1190.)

### Historical and Revision Notes

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6506(a)(1), (2)	40:1205(a)(1), (2).	Pub. L. 100–480, § 6(a)(1)–(6), (b), (c), Oct. 7, 1988, 102 Stat. 2332.
6506(a)(3)	40:1205(b)(1).	
6506(b)	40:1205(a)(3), (4).	
6506(c)(1)	40:1205(a)(6).	
6506(c)(2), (3)	40:1205(a)(5).	

**TITLE 40 - Section 6507 - Account in Treasury**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).*

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6506(d)	40:1205(a)(7), (8).	Pub. L. 100-480, § 6(a)(7), (8), as added Pub. L. 102-392, title III, § 318, Oct. 6, 1992, 106 Stat. 1724.
6506(e)	40:1205(b)(2)-(4).	
6506(f)	40:1205(c).	

In subsection (a)(3), the text of 40:1205(b)(1)(words before semicolon) is omitted as unnecessary. The words “pursuant to subsection (e)” are added for clarity.

In subsection (b)(2)(B), the word “federal” is added for clarity.

In subsection (c)(1), the words “and reassign” are omitted as unnecessary.

In subsection (d)(1), the word “Building” [meaning the Thurgood Marshall Federal Judiciary Building] is substituted for “Federal Judiciary Building” in the source provision because of section 2 of the Act of February 8, 1993 (Public Law 103-4, 107 Stat. 30).

In subsection (f), the reference to “this subsection” is translated as “this section” to correct an apparent error in the source provision being restated.

**References in Text**

Section 3(b)(1) of the Judiciary Office Building Development Act, referred to in subsec. (a)(1), is section 3(b)(1) of Pub. L. 100-480, Oct. 7, 1988, 102 Stat. 2330, which was classified to section 1202(b)(1) of former Title 40, Public Buildings, Property, and Works, prior to repeal by Pub. L. 107-217, § 6(b), Aug. 21, 2002, 116 Stat. 1304.

.....

**§ 6507. Account in Treasury**

**(a) Establishment and Contents of Separate Account.**— There is a separate account in the Treasury. The account includes all amounts deposited in the account under section 6506 (f) of this title and amounts appropriated to the account. However, the appropriated amounts may not be more than \$2,000,000.

- (b) Use of Amounts.**— Amounts in the account are available to the Architect of the Capitol—
- (1)** for paying expenses for structural, mechanical, and domestic care, maintenance, operation, and utilities of the Thurgood Marshall Federal Judiciary Building and other improvements constructed under this chapter;
  - (2)** for reimbursing the United States Capitol Police for expenses incurred in providing exterior security for the Building and other improvements;
  - (3)** for making lease payments under section 6504 of this title; and
  - (4)** for necessary personnel (including consultants).

(Pub. L. 107-217, Aug. 21, 2002, 116 Stat. 1192.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6507	40:1207.	Pub. L. 100-480, § 9, Oct. 7, 1988, 102 Stat. 2334; Pub. L. 102-392, title III, § 311(b), Oct. 6, 1992, 106 Stat. 1723.

The text of 40:1207(b) is omitted as obsolete.

**TITLE 40 - SUBTITLE II - PART C - CHAPTER 67 -  
SUBCHAPTER I TRANSFER AND ASSIGNMENT OF ...**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

**CHAPTER 67—PENNSYLVANIA AVENUE DEVELOPMENT**

SUBCHAPTER I—TRANSFER AND ASSIGNMENT OF RIGHTS, AUTHORITIES, TITLE, AND INTERESTS  
Sec.

6701. Transfer of rights and authorities of Pennsylvania Avenue Development Corporation.

6702. Transfer and assignment of rights, title, and interests in property.

SUBCHAPTER II—PENNSYLVANIA AVENUE DEVELOPMENT

6711. Definition.

6712. Powers of other agencies and instrumentalities in the development area.

6713. Certification of new construction.

6714. Relocation services.

6715. Coordination with District of Columbia.

6716. Reports.

SUBCHAPTER III—FEDERAL TRIANGLE DEVELOPMENT

6731. Definitions.

6732. Federal Triangle development area.

6733. Federal Triangle property.

6734. Ronald Reagan Building and International Trade Center.

**Amendments**

2006—Pub. L. 109–284, § 6(20), Sept. 27, 2006, 120 Stat. 1213, substituted “ASSIGNMENT” for “ASSIGMENT” in item for subchapter I.

## SUBCHAPTER I—TRANSFER AND ASSIGNMENT OF RIGHTS, AUTHORITIES, TITLE, AND INTERESTS

### Amendments

2006—Pub. L. 109–284, § 6(21), Sept. 27, 2006, 120 Stat. 1213, substituted “ASSIGNMENT” for “ASSIGMENT” in heading.

.....

### § 6701. Transfer of rights and authorities of Pennsylvania Avenue Development Corporation

- (a) **In General.**— The Administrator of General Services—
- (1) may make and perform transactions with an agency or instrumentality of the Federal Government, a State, the District of Columbia, or any person as necessary to carry out the trade center plan at the Federal Triangle Project; and
  - (2) has all the rights and authorities of the former Pennsylvania Avenue Development Corporation with regard to property transferred from the Corporation to the General Services Administration in fiscal year 1996.
- (b) **Use of Amounts and Income.**—
- (1) **Activities associated with transferred responsibilities.**— The Administrator may use amounts transferred from the Corporation or income earned on Corporation property for activities associated with carrying out the responsibilities of the Corporation transferred to the Administrator. Any income earned after October 1, 1998, shall be deposited to the Federal Buildings Fund to be available for the purposes authorized under this subchapter, notwithstanding section 592 (c)(1) of this title.
  - (2) **Excess amounts or income.**— Any amounts or income the Administrator considers excess to the amount needed to fulfill the responsibilities of the Corporation transferred to the Administrator shall be applied to any outstanding debt the Corporation incurred when acquiring real estate, except debt associated with the Ronald Reagan Building and International Trade Center.
- (c) **Payment to District of Columbia.**— With respect to real property transferred from the Corporation to the Administrator under section 6702 of this title, the Administrator shall pay to the District of Columbia government, in the same way as previously paid by the Corporation, an amount equal to the amount of real property tax which would have been payable to the government beginning on the date the Corporation acquired the real property if legal title to the property had been held by a private citizen on that date and during all periods to which that date relates.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1193.)

### Historical and Revision Notes

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6701(a)	40:872 note (words before 1st proviso).	Pub. L. 104–208, div. A, title I, § 101(f) [title IV, 3d–6th provisos on p. 3009–335], Sept. 30, 1996, 110 Stat. 3009–335.
6701(b)	40:872 note (1st, 2d provisos). 40:872 note.	Pub. L. 105–277, § 101(h) [title IV, 9th proviso on p. 2681–502], Oct. 21, 1998, 112 Stat. 2681–502.
6701(c)	40:872 note (last proviso). 40:879(b).	Pub. L. 92–578, § 10(b), Oct. 27, 1972, 86 Stat. 1274.

In subsection (a), before clause (1), the words “in fiscal year 1997 and thereafter” are omitted as obsolete. In clause (1), the words “leases, contracts or other” are omitted as unnecessary. The words “firm, association, or corporation” are omitted because of the definition of “person” in 1:1.

In subsection (b)(1), the words “notwithstanding any other provision of law” are omitted as unnecessary. The words “That the remaining balances and associated assets and liabilities [sic] of the Pennsylvania Avenue Activities account are hereby transferred to the Federal Buildings Fund to be effective October 1, 1998” are omitted as executed.

In subsection (c), the words “To the extent that the District of Columbia may not suffer undue loss of tax revenue by reason of the provisions of subsection (a) of this section” are omitted as unnecessary.

.....

## **§ 6702. Transfer and assignment of rights, title, and interests in property**

### **(a) In General.—**

**(1) Leases, covenants, agreements, and easements.—** As provided in this section, the General Services Administration, the National Capital Planning Commission, and the National Park Service have the rights, title, and interest of the Pennsylvania Avenue Development Corporation in and to all leases, covenants, agreements, and easements the Corporation executed before April 1, 1996, in carrying out its powers and duties under the Pennsylvania Avenue Development Corporation Act of 1972 (Public Law 92–578, 86 Stat. 1266) and the Federal Triangle Development Act (Public Law 100–113, 101 Stat. 735).

**(2) Property.—** The Administration has the rights, title, and interest of the Corporation in and to all property held in the name of the Corporation, except as provided in subsection (c).

### **(b) General Services Administration.—**

**(1) Responsibilities.—** The responsibilities of the Corporation transferred to the Administration under subsection (a) include—

**(A)** the collection of revenue owed the Federal Government as a result of real estate sales or lease agreements made by the Corporation and private parties, including—

- (i)** the Willard Hotel property on Square 225;
- (ii)** the Gallery Row project on Square 457;
- (iii)** the Lansburgh’s project on Square 431; and
- (iv)** the Market Square North project on Square 407;

**(B)** the collection of sale or lease revenue owed the Government from the sale or lease before April 1, 1996, of two undeveloped sites owned by the Corporation on Squares 457 and 406;

**(C)** the application of collected revenue to repay Treasury debt the Corporation incurred when acquiring real estate;

**(D)** performing financial audits for projects in which the Corporation has actual or potential revenue expectation, as identified in subparagraphs (A) and (B), in accordance with procedures described in applicable sale or lease agreements;

**(E)** the disposition of real estate properties which are or become available for sale and lease or other uses;

**(F)** payment of benefits in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.) to which persons in the project area squares are entitled as a result of the Corporation’s acquisition of real estate; and

**(G)** carrying out the responsibilities of the Corporation under subchapter III and the Federal Triangle Development Act (Public Law 100–113, 101 Stat. 735), including responsibilities for managing assets and liabilities of the Corporation under subchapter III and the Act.

**(2) Powers.—** In carrying out the responsibilities of the Corporation transferred under this section, the Administrator of General Services may—

(A) acquire land, improvements, and property by purchase, lease or exchange, and sell, lease, or otherwise dispose of any property, as necessary to complete the development plan developed under section 5 of the Pennsylvania Avenue Development Corporation Act of 1972 (Public Law 92–578, 86 Stat. 1269) if a notice of intention to carry out the acquisition or disposal is first transmitted to the Committee on Transportation and Infrastructure and the Committee on Appropriations of the House of Representatives and the Committee on Environment and Public Works and the Committee on Appropriations of the Senate and at least 60 days elapse after the date of the transmission;

(B) modify the plan referred to in subparagraph (A) if the modification is first transmitted to the Committee on Transportation and Infrastructure and the Committee on Appropriations of the House of Representatives and the Committee on Environment and Public Works and the Committee on Appropriations of the Senate and at least 60 days elapse after the date of the transmission;

(C) maintain any existing Corporation insurance programs;

(D) make and perform transactions with an agency or instrumentality of the Federal Government, a State, the District of Columbia, or any person as necessary to carry out the responsibilities of the Corporation under subchapter III and the Federal Triangle Development Act (Public Law 100–113, 101 Stat. 735);

(E) request the Council of the District of Columbia to close any alleys necessary for the completion of development in Square 457; and

(F) use all of the amount transferred from the Corporation or income earned on Corporation property to complete any pending development projects.

**(c) National Park Service.—**

**(1) Property.—** The National Park Service has the right, title, and interest in and to the property located in the Pennsylvania Avenue National Historic Site, including the parks, plazas, sidewalks, special lighting, trees, sculpture, and memorials, depicted on a map entitled “Pennsylvania Avenue National Historic Park”, dated June 1, 1995, and numbered 840–82441. The map shall be on file and available for public inspection in the offices of the Service.

**(2) Responsibilities.—** The Service is responsible for management, administration, maintenance, law enforcement, visitor services, resource protection, interpretation, and historic preservation at the Site.

**(3) Special events, festivals, concerts, or programs.—** The Service may—

(A) make transactions with an agency or instrumentality of the Government, a State, the District of Columbia, or any person as considered necessary or appropriate for the conduct of special events, festivals, concerts, or other art and cultural programs at the Site; or

(B) establish a nonprofit foundation to solicit amounts for those activities.

**(4) Jurisdiction of district of columbia.—** Jurisdiction of Pennsylvania Avenue and all other roadways from curb to curb remains with the District of Columbia but vendors are not permitted to occupy street space except during temporary special events.

**(d) National Capital Planning Commission.—** The National Capital Planning Commission is responsible for ensuring that development in the Pennsylvania Avenue area is carried out in accordance with the Pennsylvania Avenue Development Corporation Plan—1974.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1194.)

**Amendment Not Shown in Text**

Subsection (c)(1) of this section was derived from section 313(d)(1) of title III of the Department of the Interior and Related Agencies Appropriations Act, 1996 (as enacted by section 101(c) of Pub. L. 104–134), set out as a note under section 872 of the former Appendix to this title, which was amended by Pub. L. 111–11, title VII, § 7116(k)(1), Mar.

**TITLE 40 - Section 6702 - Transfer and assignment of rights, title, and interests in pr...**

NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).

30, 2009, 123 Stat. 1203. For applicability of that amendment to this section, see section 5(b)(3) of Pub. L. 107–217, set out as a Legislative Purpose and Construction note preceding section 101 of this title. Section 313(d)(1) of the Department of the Interior and Related Agencies Appropriations Act, 1996, as enacted by Pub. L. 104–134, was amended by substituting “map entitled ‘Pennsylvania Avenue National Historic Site’, dated August 25, 2008, and numbered 840–82441B” for “map entitled ‘Pennsylvania Avenue National Historic Park’, dated June 1, 1995, and numbered 840–82441”.

### Historical and Revision Notes

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6702	40:872 note.	Pub. L. 104–134, title I, § 101(c) [title III, § 313(a)–(e)], Apr. 26, 1996, 110 Stat. 1321–198, renumbered as title I by Pub. L. 104–140, § 1(a), May 2, 1996, 110 Stat. 1327.

Subsection (a) is substituted for section 313(a) of title III of section 101(c) of the Act of April 26, 1996, to eliminate obsolete words.

In subsection (a)(2), the words “both real and personal” are omitted as unnecessary.

In subsection (b)(1)(A), before subclause (i), the words “with respect to the following projects” are omitted as unnecessary.

In subsection (b)(1)(F), the word “Acquisition” is substituted for “Acquisitions” to correct an error in the source provision.

In subsections (b)(2)(D) and (c)(3)(A), the words “firm, association, or corporation” are omitted because of the definition of “person” in 1:1.

In subsection (b)(2)(D), the words “leases, contracts, or other” are omitted as unnecessary.

Subsection (c)(1) is substituted for section 313(d)(1) of title III of section 101(c) of the Act of April 26, 1996, to eliminate obsolete words.

In subsection (c)(3)(A), the words “contracts, cooperative agreements, or other” are omitted as unnecessary.

In subsection (d), the words “Notwithstanding any other provision of law” are omitted as unnecessary. The words “commencing April 1, 1996” are omitted as obsolete. The words “or its successor” and “or redevelopment” are omitted as unnecessary.

### References in Text

The Pennsylvania Avenue Development Corporation Act of 1972, referred to in subsec. (a)(1), is Pub. L. 92–578, Oct. 27, 1972, 86 Stat. 1266, as amended, which was classified to chapter 19 (§ 871 et seq.) of former Title 40, Public Buildings, Property, and Works, prior to repeal and reenactment as section 6701 of this title and subchapter II of this chapter by Pub. L. 107–217, §§ 1, 6 (b), Aug. 21, 2002, 116 Stat. 1062, 1304. For complete classification of this Act to the Code, see Tables.

Section 5 of the Act was classified to section 874 of former Title 40 prior to repeal by Pub. L. 107–217.

The Federal Triangle Development Act, referred to in subsecs. (a)(1), (b)(1)(G), and (2)(D), is Pub. L. 100–113, Aug. 21, 1987, 101 Stat. 735, as amended, which was classified to chapter 22 (§ 1101 et seq.) of former Title 40, Public Buildings, Property, and Works, prior to repeal, omission, and reenactment as subchapter III of this chapter by Pub. L. 107–217, §§ 1, 6 (b), Aug. 21, 2002, 116 Stat. 1062, 1304. For complete classification of this Act to the Code, see Tables.

The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, referred to in subsec. (b)(1)(F), is Pub. L. 91–646, Jan. 2, 1971, 84 Stat. 1894, as amended, which is classified principally to chapter 61 (§ 4601 et seq.) of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 4601 of Title 42 and Tables.



**TITLE 40 - SUBTITLE II - PART C - CHAPTER 67 -  
SUBCHAPTER II PENNSYLVANIA AVENUE DEVELO...**

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*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

**Change of Name**

Pub. L. 111–11, title VII, § 7116(k)(2), Mar. 30, 2009, 123 Stat. 1204, provided that: “Any reference in a law, map, regulation, document, paper, or other record of the United States to the Pennsylvania Avenue National Historic Park shall be deemed to be a reference to the ‘Pennsylvania Avenue National Historic Site’.”

**SUBCHAPTER II—PENNSYLVANIA AVENUE DEVELOPMENT**

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**§ 6711. Definition**

In this subchapter, the term “development area” means the area to be developed, maintained, and used in accordance with this subchapter and the Pennsylvania Avenue Development Corporation Act of 1972 (Public Law 92–578, 86 Stat. 1266) and is the area bounded as follows:

Beginning at a point on the southwest corner of the intersection of Fifteenth Street and E Street Northwest;

thence proceeding east along the southern side of E Street to the southwest corner of the intersection of Thirteenth Street and Pennsylvania Avenue Northwest;

thence southeast along the southern side of Pennsylvania Avenue to a point being the southeast corner of the intersection of Pennsylvania Avenue and Third Street Northwest;

thence north along the eastern side of Third Street to the northeast corner of the intersection of C Street and Third Street Northwest;

thence west along the northern side of C Street to the northeast corner of the intersection of C Street and Sixth Street Northwest;

thence north along the eastern side of Sixth Street to the northeast corner of the intersection of E Street and Sixth Street Northwest;

thence west along the northern side of E Street to the northeast corner of the intersection of E Street and Seventh Street Northwest;

thence north along the eastern side of Seventh Street to the northeast corner of the intersection of Seventh Street and F Street Northwest;

thence west along the northern side of F Street to the northwest corner of the intersection of F Street and Ninth Street Northwest;

thence south along the western side of Ninth Street to the northwest corner of the intersection of Ninth Street and E Street Northwest;

thence west along the northern side of E Street to the northeast corner of the intersection of E Street and Thirteenth Street Northwest;

thence north along the eastern side of Thirteenth Street to the northeast corner of the intersection of F Street and Thirteenth Street Northwest;

thence west along the northern side of F Street to the northwest corner of the intersection of F Street and Fifteenth Street Northwest;

thence north along the western side of Fifteenth Street to the northwest corner of the intersection of Pennsylvania Avenue and Fifteenth Street Northwest;

thence west along the southern side of Pennsylvania Avenue to the southeast corner of the intersection of Pennsylvania Avenue and East Executive Avenue Northwest;

thence south along the eastern side of East Executive Avenue to the intersection of South Executive Place and E Street Northwest;

thence east along the southern side of E Street to the point of beginning.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1196.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6711	40:871.	Pub. L. 92–578, § 2, Oct. 27, 1972, 86 Stat. 1266.

The text of 40:871(a)–(e) is omitted as obsolete.

The words “being the southwest corner of the intersection of Fifteenth Street and E Street Northwest” are omitted as unnecessary.

**References in Text**

The Pennsylvania Avenue Development Corporation Act of 1972, referred to in text, is Pub. L. 92–578, Oct. 27, 1972, 86 Stat. 1266, as amended, which was classified to chapter 19 (§ 871 et seq.) of former Title 40, Public Buildings, Property, and Works, prior to repeal and reenactment as section 6701 of this title and this subchapter by Pub. L. 107–217, §§ 1, 6 (b), Aug. 21, 2002, 116 Stat. 1062, 1304. For complete classification of this Act to the Code, see Tables.

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**§ 6712. Powers of other agencies and instrumentalities in the development area**

This subchapter and the Pennsylvania Avenue Development Corporation Act of 1972 (Public Law 92–578, 86 Stat. 1266) do not preclude other agencies or instrumentalities of the Federal Government or of the District of Columbia from exercising any lawful powers in the development area consistent with the development plan described in section 5(a) of the Act (86 Stat. 1269) or the provisions and purposes of this subchapter and the Act. However, the agency or instrumentality shall not release, modify, or depart from any feature or detail of the development plan without the prior approval of the Administrator of General Services.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1197.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6712	40:876(a).	Pub. L. 92–578, § 7(a), Oct. 27, 1972, 86 Stat. 1272.

In this subchapter, the words “Administrator of General Services” are substituted for “Corporation” to reflect the transfer of the responsibilities of the Pennsylvania Avenue Development Corporation. See section 6702 of the revised title.

**References in Text**

The Pennsylvania Avenue Development Corporation Act of 1972, referred to in text, is Pub. L. 92–578, Oct. 27, 1972, 86 Stat. 1266, as amended, which was classified to chapter 19 (§ 871 et seq.) of former Title 40, Public Buildings, Property, and Works, prior to repeal and reenactment as section 6701 of this title and this subchapter by Pub. L. 107–217, §§ 1, 6 (b), Aug. 21, 2002, 116 Stat. 1062, 1304. Section 5(a) of the Act was classified to section 874(a) of former Title 40 prior to repeal by Pub. L. 107–217. For complete classification of this Act to the Code, see Tables.

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**§ 6713. Certification of new construction**

New construction (including substantial remodeling, conversion, rebuilding, enlargement, extension, or major structural improvement of existing building, but not including ordinary

maintenance or remodeling or changes necessary to continue occupancy) shall not be authorized or conducted within the development area except on prior certification by the Administrator of General Services that the construction is, or may reasonably be expected to be, consistent with the carrying out of the development plan described in section 5(a) of the Pennsylvania Avenue Development Corporation Act of 1972 (Public Law 92–578, 86 Stat. 1269).

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1197.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6713	40:876(b).	Pub. L. 92–578, § 7(b), Oct. 27, 1972, 86 Stat. 1273; Pub. L. 93–427, § 2, Oct. 1, 1974, 88 Stat. 1170.

The words “After October 1, 1974” and the text of 40:876(b) (proviso) are omitted as obsolete.

**References in Text**

Section 5(a) of the Pennsylvania Avenue Development Corporation Act of 1972, referred to in text, was classified to section 874(a) of former Title 40, Public Buildings, Property, and Works, prior to repeal by Pub. L. 107–217, § 6(b), Aug. 21, 2002, 116 Stat. 1304.

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**§ 6714. Relocation services**

**(a) Use of District of Columbia Government.**— The Administrator of General Services may use the services of the District of Columbia government in the administration of a relocation program pursuant to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.). The Administrator shall reimburse the government for the cost of the services.

**(b) Coordination of Relocation Programs.**— All relocation services performed by or on behalf of the Administrator shall be coordinated with the District of Columbia’s central relocation programs.

**(c) Preferential Rights of Displaced Owners and Tenants.**— An owner or tenant of real property whose residence or business is terminated as a result of acquisitions made pursuant to this subchapter or the Pennsylvania Avenue Development Corporation Act of 1972 (Public Law 92–578, 86 Stat. 1266) shall be granted a preferential right to lease or purchase from the Administrator similar real property as may become available for a similar use. The preferential right is limited to the parties in interest and is not transferable or assignable.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1197.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6714	40:877(b)–(d).	Pub. L. 92–578, § 8(b)–(d), Oct. 27, 1972, 86 Stat. 1273; Pub. L. 95–629, title I, § 101(1)(f), Nov. 10, 1978, 92 Stat. 3635.

In subsection (c), the words “retail, wholesale, service or other” and “or its agent” are omitted as unnecessary. The words “upon implementation of the development plan” are omitted as obsolete.

**References in Text**

The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, referred to in subsec. (a), is Pub. L. 91–646, Jan. 2, 1971, 84 Stat. 1894, as amended, which is classified principally to chapter 61 (§ 4601 et seq.)

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of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 4601 of Title 42 and Tables.

The Pennsylvania Avenue Development Corporation Act of 1972, referred to in subsec. (c), is Pub. L. 92–578, Oct. 27, 1972, 86 Stat. 1266, as amended, which was classified to chapter 19 (§ 871 et seq.) of former Title 40, Public Buildings, Property, and Works, prior to repeal and reenactment as section 6701 of this title and this subchapter by Pub. L. 107–217, §§ 1, 6 (b), Aug. 21, 2002, 116 Stat. 1062, 1304. For complete classification of this Act to the Code, see Tables.

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**§ 6715. Coordination with District of Columbia**

**(a) Local Needs, Initiative, and Participation.**— In carrying out the purposes of this subchapter and the Pennsylvania Avenue Development Corporation Act of 1972 (Public Law 92–578, 86 Stat. 1266), the Administrator of General Services shall—

- (1) consult and cooperate with District of Columbia officials and community leaders at the earliest practicable time;
- (2) give primary consideration to local needs and desires and to local and regional goals and policies as expressed in urban renewal, community renewal, and comprehensive land use plans and regional plans; and
- (3) foster local initiative and participation in connection with the planning and development of projects.

**(b) Compliance With Local Requirements.**— To the extent the Administrator constructs, rehabilitates, alters, or improves any project under this subchapter, the Administrator shall comply with all District of Columbia laws, ordinances, codes, and regulations. Section 8722 (d) of this title applies to all construction, rehabilitation, alteration, and improvement of all buildings by the Administrator under this subchapter. Construction, rehabilitation, alteration, and improvement of any project by non-Federal Government sources is subject to the District of Columbia Official Code and zoning regulations.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1198.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6715	40:878.	Pub. L. 92–578, § 9, Oct. 27, 1972, 86 Stat. 1273.

In subsection (b), the word “reconstructing” is omitted as unnecessary.

**References in Text**

The Pennsylvania Avenue Development Corporation Act of 1972, referred to in subsec. (a), is Pub. L. 92–578, Oct. 27, 1972, 86 Stat. 1266, as amended, which was classified to chapter 19 (§ 871 et seq.) of former Title 40, Public Buildings, Property, and Works, prior to repeal and reenactment as section 6701 of this title and this subchapter by Pub. L. 107–217, §§ 1, 6 (b), Aug. 21, 2002, 116 Stat. 1062, 1304. For complete classification of this Act to the Code, see Tables.

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**§ 6716. Reports**

**(a) Reports to President and Congress.**— The Administrator of General Services shall transmit comprehensive and detailed reports of the Administrator’s operations, activities, and accomplishments under this subchapter to the President and Congress. The Administrator shall transmit a report to the President each January and to the President and Congress at other times that the Administrator considers desirable.

**TITLE 40 - SUBTITLE II - PART C - CHAPTER 67 -  
SUBCHAPTER III FEDERAL TRIANGLE DEVELOPM...**

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**(b) Protection and Enhancement of Significant Historic and Architectural Values.**— A report under subsection (a) shall include a detailed discussion of the actions the Administrator has taken in the reporting period to protect and enhance the significant historic and architectural values of structures within the boundaries of the Administrator’s jurisdiction under this subchapter and shall indicate similar actions the Administrator plans to take and issues the Administrator anticipates dealing with during the upcoming fiscal year related to historic and architectural preservation. The report shall indicate the degree to which public concern has been considered and incorporated into decisions the Administrator made relative to historic and architectural preservation.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1198.)

**Historical and Revision Notes**

<b>Revised Section</b>	<b>Source (U.S. Code)</b>	<b>Source (Statutes at Large)</b>
6716(a)	40:880(a).	Pub. L. 92–578, § 11(a), Oct. 27, 1972, 86 Stat. 1274; Pub. L. 98–141, § 8(d), Oct. 31, 1983, 97 Stat. 910.
	40:880(b).	Pub. L. 92–578, § 11(b), (c), as added Pub. L. 98–141, § 8(d), Oct. 31, 1983, 97 Stat. 910.
6716(b)	40:880(c).	

In subsection (a), the text of 40:880(b) is omitted as obsolete. The requirement that a report be transmitted to Congress each January is eliminated pursuant to section 3003 of the Federal Reports Elimination and Sunset Act of 1995 (31 U.S.C. 1113 note ). See, also, page 205 of House Document No. 103–7.

**SUBCHAPTER III—FEDERAL TRIANGLE DEVELOPMENT**

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**§ 6731. Definitions**

In this subchapter—

**(1) Federal triangle development area.**— The term “Federal Triangle development area” means the area bounded as follows:

Beginning at a point on the southwest corner of the intersection of Fourteenth Street and Pennsylvania Avenue (formerly E Street), Northwest;

thence south along the western side of Fourteenth Street to the northwest corner of the intersection of Fourteenth Street and Constitution Avenue, Northwest;

thence east along the northern side of Constitution Avenue to the northeast corner of the intersection of Twelfth Street and Constitution Avenue, Northwest;

thence north along the eastern side of Twelfth Street and Constitution Avenue, Northwest;

thence north along the eastern side of Twelfth Street to the southeast corner of the intersection of Twelfth Street and Pennsylvania Avenue, Northwest;

thence west along the southern side of Pennsylvania Avenue to the point of beginning.

**(2) Federal triangle property.**— The term “Federal Triangle property” means—

**(A)** the property owned by the Federal Government in the District of Columbia, known as the “Great Plaza” site, which consists of squares 256, 257, 258, parts of squares 259 and 260, and adjacent closed rights-of-way as shown on plate IV of the King Plats of 1803 located in the Office of the Surveyor of the District of Columbia; and

**(B)** except for purposes of section 6733 (a) of this title, any property the Pennsylvania Avenue Development Corporation acquired under section 3(b) of the Federal Triangle Development Act (Public Law 100–113, 101 Stat. 736).

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1198.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6731	40:1109.	Pub. L. 100–113, § 10, Aug. 21, 1987, 101 Stat. 747.

In this section, the text of 40:1109(1)–(3) is omitted as unnecessary because the complete names of the Administrator of General Services, International Cultural and Trade Center Commission, and Pennsylvania Avenue Development Corporation are used the first time the terms appear in a section.

In paragraph (1), the words “being the southwest corner of the intersection of Fourteenth Street and Pennsylvania Avenue (formerly E Street), Northwest” are omitted as unnecessary.

**References in Text**

Section 3(b) of the Federal Triangle Development Act, referred to in par. (2)(B), was classified to section 1102(b) of former Title 40, Public Buildings, Property, and Works, prior to repeal by Pub. L. 107–217, § 6(b), Aug. 21, 2002, 116 Stat. 1304.

**Designation of Daniel Patrick Moynihan Place**

Pub. L. 106–567, title III, § 310, Dec. 27, 2000, 114 Stat. 2841, designated as “Daniel Patrick Moynihan Place” a parcel of land located in Woodrow Wilson Plaza in the northwest quadrant of Washington, District of Columbia, directed the Administrator of General Services to erect appropriate gateways or other markers to denote that place, and provided

NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscprint.html>).

that any reference in a law, map, regulation, document, paper, or other record of the United States to that parcel of land was to be deemed to be a reference to Daniel Patrick Moynihan Place.

**Designation of Woodrow Wilson Plaza**

Pub. L. 103–284, Aug. 1, 1994, 108 Stat. 1448, provided: “That the plaza to be constructed on the Federal Triangle property in Washington, DC as part of the development of such site pursuant to the Federal Triangle Development Act (Public Law 100–113) [now 40 U.S.C. 6731 et seq.] shall be known and designated as the ‘Woodrow Wilson Plaza’.”

**Designation of Andrew W. Mellon Auditorium**

Pub. L. 100–113, § 9, Aug. 21, 1987, 101 Stat. 746, provided that:

“(a) The Departmental Auditorium, located on the Federal Triangle between the Custom Service building and Interstate Commerce Commission building on Constitution Avenue, shall on and after August 21, 1987, be known and designated as the ‘Andrew W. Mellon Auditorium’.

“(b) Any reference in any law, regulation, document, record, map or other paper of the United States to the auditorium referred to in subsection (a) of this section is deemed to be a reference to the ‘Andrew W. Mellon Auditorium’.”

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**§ 6732. Federal Triangle development area**

The Federal Triangle development area is deemed to be part of the development area described in section 6711 of this title. The Administrator of General Services has the same authority over the Federal Triangle development area as over the development area described in section 6711.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1199.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6732	40:1104(g).	Pub. L. 100–113, § 5(g), Aug. 21, 1987, 101 Stat. 739.

The words “For purposes of the Pennsylvania Avenue Development Corporation Act of 1972 (other than section 5)” are omitted as unnecessary and obsolete. The words “Administrator of General Services” are substituted for “Corporation” to reflect the transfer of the responsibilities of the Pennsylvania Avenue Development Corporation. See section 6702 of the revised title.

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**§ 6733. Federal Triangle property**

(a) **Title.**— Title to the Federal Triangle property reverts to the Administrator of General Services not later than the date on which ownership of the Ronald Reagan Building and International Trade Center vests in the Federal Government.

(b) **Nonapplicability of Certain Laws.**—

(1) **Building permits and inspection.**— For purposes of development of the Federal Triangle property, the person selected to develop the property is not subject to any state or local law relating to building permits and inspection.

(2) **Taxes and assessments.**— The property and improvements to the property are not subject to real and personal property taxation or to special assessments.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1199.)



**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6733(a)	40:1102(a)(2) (1st sentence).	Pub. L. 100–113, §§ 3(a)(2) (1st sentence), 5(f), Aug. 21, 1987, 101 Stat. 736, 739.
6733(b)	40:1104(f).	

In subsection (a), the words “at such time as the Administrator and the Corporation agree but” are omitted as obsolete. The Corporation transferred its rights, title, and interest in all property to the General Services Administration on April 1, 1996. The words “Ronald Reagan Building and International Trade Center” are substituted for “building to be constructed on such property under section 1104 of this title” because of section 2 of the Act of December 22, 1995 (Public Law 104–68, 109 Stat. 766).

.....

**§ 6734. Ronald Reagan Building and International Trade Center**

(a) **Establishment and Designation.**— The building constructed on the Federal Triangle property shall be known and designated as the Ronald Reagan Building and International Trade Center.

(b) **Title.**— The person selected to develop the Federal Triangle property may own the Building for not more than 35 years from the date construction of the Building began. The title to the Building shall be in the Administrator of General Services from the date title to the Federal Triangle property reverts to the Administrator.

(c) **Limitations.**—

(1) **Size of building.**— The Building (including parking facilities) may not exceed 3,100,000 gross square feet in size.

(2) **Height of building.**— The height of the Building shall be compatible with the height of surrounding Federal Government buildings.

(3) **Design.**— The Building shall—

(A) be designed in harmony with historical and Government buildings in the vicinity;

(B) reflect the symbolic importance and historic character of Pennsylvania Avenue and the Nation’s Capital; and

(C) represent the dignity and stability of the Government.

(d) **Construction Standards.**— The Building shall meet all standards applicable to construction of a federal building.

(e) **Accounting System.**— The Administrator shall maintain an accounting system for operation and maintenance of the Building which will allow accurate projections of the dates and cost of major repairs, improvements, reconstructions, and replacements of the Building and other capital expenditures on the Building. The Administrator shall act as necessary to ensure that amounts are available to cover the projected cost and expenditures.

(f) **Lease of Building.**—

(1) **Lease agreement.**— Under an agreement with the person selected to construct the Ronald Reagan Building and International Trade Center, the Administrator shall lease the Building for federal office space and the international cultural and trade center space.

(2) **Minimum requirements of lease agreement.**— The agreement includes at a minimum the following:

(A) **Limit on length of lease.**— The Administrator will lease the Building for the period of time that the person selected to construct the Building owns the Building.

(B) **Rental rate.**— The rental rate per square foot of occupiable space for all space in the Building will be in the best interest of the Government and will carry out the objectives of this subchapter and the Federal Triangle Development Act (Public Law 100–113, 101 Stat.

735). The aggregate rental rate for all space in the Building shall produce an amount at least equal to the amount necessary to amortize the cost of development of the Federal Triangle property over the life of the lease.

**(C) Obligation of amounts.**— Obligation of amounts from the Federal Building Fund shall only be made on an annual basis to meet lease payments.

**(3) Authorization to obligate amounts.**— Amounts may be obligated as described in paragraph (2)(C).

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1199.)

### Historical and Revision Notes

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6734(a)	40:1101 note.	Pub. L. 104–68, § 1, Dec. 22, 1995, 109 Stat. 766.
6734(b)	40:1102(a)(2) (last sentence).	Pub. L. 100–113, §§ 3(a)(2) (last sentence), 4(b), 5(b)(2)(B), (d), 6, Aug. 21, 1987, 101 Stat. 736, 737, 739, 740.
	40:1104(b)(2)(B).	
6734(c)	40:1103(b).	
6734(d)	40:1104(d).	
6734(e)	40:1105(c).	
6734(f)(1)	40:1105(a).	
6734(f)(2)	40:1105(b).	
6734(f)(3)	40:1105(d).	

In subsection (b), the words “Ownership of such property and building will be by the United States” in 40:1104(b)(2)(B) are omitted as unnecessary.

In subsection (d), the text of 40:1104(d) (last sentence) is omitted as obsolete.

Subsection (f)(1) is substituted for 40:1105(a) to eliminate obsolete words.

In subsection (f)(2), the text of 40:1105(b)(4) is omitted as obsolete.

Subsection (f)(3) is substituted for 40:1105(d) to eliminate unnecessary words.

#### References in Text

The Federal Triangle Development Act, referred to in subsec. (f)(2)(B), is Pub. L. 100–113, Aug. 21, 1987, 101 Stat. 735, as amended, which was classified to chapter 22 (§ 1101 et seq.) of former Title 40, Public Buildings, Property, and Works, prior to repeal, omission, and reenactment as this subchapter by Pub. L. 107–217, §§ 1, 6 (b), Aug. 21, 2002, 116 Stat. 1062, 1304. For complete classification of this Act to the Code, see Tables.

#### Reference to Ronald Reagan Building and International Trade Center

Pub. L. 104–68, § 2, Dec. 22, 1995, 109 Stat. 766, provided that: “Any reference in a law, map, regulation, document, paper, or other record of the United States to the building referred to in section 1 [now 40 U.S.C. 6734 (a)] shall be deemed to be a reference to the ‘Ronald Reagan Building and International Trade Center’.”

**TITLE 40 - SUBTITLE II - PART C - CHAPTER 69**  
**- SUBCHAPTER I UNION STATION COMPLEX**

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*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

**CHAPTER 69—UNION STATION REDEVELOPMENT**

SUBCHAPTER I—UNION STATION COMPLEX

Sec.

- 6901. Definition.
- 6902. Assignment of right, title, and interest in the Union Station complex to the Secretary of Transportation.
- 6903. Agreements and contracts.
- 6904. Acquisition, maintenance, and use of property.
- 6905. Service on board of directors of Union Station Redevelopment Corporation.
- 6906. Union Station Fund.
- 6907. Use of other appropriated amounts.
- 6908. Parking facility.
- 6909. Supplying steam or chilled water to Union Station complex.
- 6910. Authorization of appropriations.

SUBCHAPTER II—NATIONAL VISITOR FACILITIES ADVISORY COMMISSION

- 6921. Establishment, composition, and meetings.
- 6922. Duties.
- 6923. Compensation and expenses.
- 6924. Reports and recommendations.

## SUBCHAPTER I—UNION STATION COMPLEX

.....

### § 6901. Definition

In this subchapter, the term “Union Station complex” means real property, air rights, and improvements the Secretary of the Interior leased under sections 101–110 of the National Visitors Center Facilities Act of 1968 (Public Law 90–264, 82 Stat. 43) and property acquired and improvements made in accordance with this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1201.)

### Historical and Revision Notes

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6901	40:811(a) (last sentence).	Pub. L. 90–264, title I, § 111(a) (last sentence), as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1668.

### References in Text

Sections 101–110 of the National Visitors Center Facilities Act of 1968, referred to in text, are sections 101 to 110 of Pub. L. 90–264, title I, Mar. 12, 1968, 82 Stat. 43–45, which were classified principally to part A (§ 801 et seq.) of subchapter I of chapter 18 of former Title 40, Public Buildings, Property, and Works, prior to repeal by Pub. L. 107–217, § 6(b), Aug. 21, 2002, 116 Stat. 1304. Section 104 of the Act was classified as a note under section 804 of former Title 40 prior to repeal by Pub. L. 107–217. Section 108 of the Act was not classified to the Code.

### Sale of Air Rights

Pub. L. 105–33, title IX, § 9102, Aug. 5, 1997, 111 Stat. 670, provided that:

“(a) In General.—Notwithstanding any other provision of law, the Administrator of General Services shall sell, at fair market value and in a manner to be determined by the Administrator, the air rights adjacent to Washington Union Station described in subsection (b), including air rights conveyed to the Administrator under subsection (d). The Administrator shall complete the sale by such date as is necessary to ensure that the proceeds from the sale will be deposited in accordance with subsection (c).

“(b) Description.—The air rights referred to in subsection (a) total approximately 16.5 acres and are depicted on the plat map of the District of Columbia as follows:

“(1) Part of lot 172, square 720.

“(2) Part of lots 172 and 823, square 720.

“(3) Part of lot 811, square 717.

“(c) Proceeds.—Before September 30, 2002, proceeds from the sale of air rights under subsection (a) shall be deposited in the general fund of the Treasury and credited as miscellaneous receipts.

“(d) Conveyance of Amtrak Air Rights.—

“(1) General rule.—As a condition of future Federal financial assistance, Amtrak shall convey to the Administrator of General Services on or before December 31, 1997, at no charge, all of the air rights of Amtrak described in subsection (b).

“(2) Failure to comply.—If Amtrak does not meet the condition established by paragraph (1), Amtrak shall be prohibited from obligating Federal funds after March 1, 1998.”

### Capitol Grounds; Erection of Flagpoles and Improvement of Traffic

Pub. L. 94–320, June 25, 1976, 90 Stat. 711, authorized the Secretary of the Interior, upon approval and subject to conditions of the Architect of the Capitol, in the portion of the United States Capitol Grounds in close proximity to the sidewalks abutting the circular perimeter of the Union Station Plaza in front of Columbus Plaza and the National Visitor Center, to erect and maintain flagpoles to fly the flags of each of the States of the United States and its territories and possessions, and to enter into an agreement with the appropriate officials of the District of Columbia to permit

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the District of Columbia to use certain areas of the United States Capitol Grounds to make certain street changes to coordinate and improve the flow of traffic in and around the United States Capitol Grounds, the National Visitor Center (formerly Union Station), and Union Station Plaza.

.....

**§ 6902. Assignment of right, title, and interest in the Union Station complex to the Secretary of Transportation**

The Secretary of Transportation has the right, title, and interest in and to the Union Station complex, including all agreements and leases made under sections 101–110 of the National Visitors Center Facilities Act of 1968 (Public Law 90–264, 82 Stat. 43). To the extent the Secretary of Transportation and the Secretary of the Interior agree, the Secretary of the Interior may lease space for visitor services.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1201.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6902	40:811(a) (1st, 2d sentences).	Pub. L. 90–264, title I, § 111(a) (1st, 2d sentences), as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1668.

This section is substituted for the text of 40:811(a) (1st, 2d sentences) to eliminate obsolete words.

**References in Text**

Sections 101–110 of the National Visitors Center Facilities Act of 1968, referred to in text, are sections 101 to 110 of Pub. L. 90–264, title I, Mar. 12, 1968, 82 Stat. 43–45, which were classified principally to part A (§ 801 et seq.) of subchapter I of chapter 18 of former Title 40, Public Buildings, Property, and Works, prior to repeal by Pub. L. 107–217, § 6(b), Aug. 21, 2002, 116 Stat. 1304. Section 104 of the Act was classified as a note under section 804 of former Title 40 prior to repeal by Pub. L. 107–217. Section 108 of the Act was not classified to the Code.

.....

**§ 6903. Agreements and contracts**

The Secretary of Transportation may make agreements and contracts, except an agreement or contract to sell property rights at the Union Station complex, with a person, a federal, regional, or local agency, or the Architect of the Capitol that the Secretary considers necessary or desirable to carry out the purposes of this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1201.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6903	40:815(d).	Pub. L. 90–264, title I, § 115(d), as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1671.

The words “corporations, financial institutions” are omitted as included in “person”. The text of 40:815(d) (last sentence) is omitted as obsolete.

.....

**§ 6904. Acquisition, maintenance, and use of property**

**(a) Acquisition.**— The Secretary of Transportation may acquire for the Federal Government an interest in real property (including easements or reservations) and any other property interest (including contract rights) in or relating or adjacent to the Union Station complex that the Secretary considers necessary to carry out the purposes of this subchapter.

**(b) Maintenance and Use.**— The Secretary may maintain, use, operate, manage, and lease, either directly, by contract, or through development agreements, any property interest the Secretary holds or acquires for the Government under this subchapter in the manner and subject to the terms, conditions, covenants, and easements that the Secretary considers necessary or desirable to carry out the purposes of this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1201.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6904(a)	40:816(a)(1).	Pub. L. 90–264, title I, § 116(a)(1), (b), as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1671.
6904(b)	40:816(b).	

In subsection (a), the words “by lease, purchase, or otherwise”, “without limitation”, and “interests in the nature of” are omitted as unnecessary.

In subsection (b), the words “Notwithstanding any other provision of law” are omitted as unnecessary.

.....

**§ 6905. Service on board of directors of Union Station Redevelopment Corporation**

To further the rehabilitation, redevelopment, and operation of the Union Station complex, the Secretary of Transportation and the Administrator of the Federal Railroad Administration may serve as ex officio members of the board of directors of the Union Station Redevelopment Corporation.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6905	40:819a.	Pub. L. 90–264, title I, § 120, as added Pub. L. 105–178, title I, § 1211(b), June 9, 1998, 112 Stat. 188.

The words “or their designees” are omitted because of 49:322(b).

.....

**§ 6906. Union Station Fund**

**(a) Establishment.**— There is a special deposit account in the Treasury known as the “Union Station Fund”, which shall be administered as a revolving fund.

**(b) Content.**— The account shall be credited with receipts of the Secretary of Transportation from activities authorized by this subchapter.

**TITLE 40 - Section 6907 - Use of other appropriated amounts**

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).*

**(c) Use of Amounts.**— The Secretary may use income and proceeds received from activities authorized by this subchapter, including operating and leasing income and payments made to the Federal Government under development agreements, to pay expenses the Secretary incurs in carrying out the purposes of this subchapter, including construction, acquisition, leasing, operation, and maintenance expenses and payments made to developers under development agreements.

**(d) Availability of Amounts.**— The balance in the account is available in amounts specified in annual appropriation laws for making expenditures authorized by this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6906(a)	40:817(b) (1st sentence).	Pub. L. 90–264, title I, § 117, as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1671.
6906(b)	40:817(b) (last sentence words before “and the balance”).	
6906(c)	40:817(a).	
6906(d)	40:817(b) (last sentence words after “activities authorized by this part”).	

In subsection (c), the words “without limitation” are omitted as unnecessary.

.....

**§ 6907. Use of other appropriated amounts**

**(a) Waiver of Cost Sharing Requirement.**— The Secretary of Transportation may use amounts appropriated under section 24909 (a)(2)(A) of title 49 to carry out the purposes of this subchapter.

**(b) Ban on Using Amounts for Heliport.**— Amounts appropriated under section 24909 of title 49 may not be used for design, construction, or operation of a heliport at or near Union Station.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6907(a)	40:819(c) (1st sentence).	Pub. L. 90–264, title I, § 119(c), as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1672.
6907(b)	40:819(c) (last sentence).	

In subsection (a), the words “section 24909 (a)(2)(A) of title 49” are substituted for “section 704(a)(2) of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 854 (a)(2))”, and the words “section 24902 (c)(1) of title 49” are substituted for “section 703(1)(B) of such Act (45 U.S.C. 853 (1)(B))”, because of section 6(b) of the Act of July 5, 1994 (Public Law 103–272, 108 Stat. 1378), the first section of which enacted Title 49, United States Code. The words “without regard to the matching funds requirement of section 24902 (c)(1) of title 49” are omitted as obsolete because section 405(b) of the Amtrak Reform and Accountability Act of 1997 (Public Law 105–134, 111 Stat. 2586) struck out subsection (c) and redesignated subsection (f) as subsection (c).

In subsection (b), the words “section 24909 of title 49” are substituted for “section 704(a) of such Act” because of section 6(b) of the Act of July 5, 1994 (Public Law 103–272, 108 Stat. 1378), the first section of which enacted title 49, United States Code.

.....

**§ 6908. Parking facility**

(a) **Title.**— The Federal Government has the right, title, and interest in and to the parking facility at Union Station.

(b) **Fees.**— The rate of fees charged for use of the facility may exceed the rate required for maintenance and operation of the facility. The rate shall be established in a manner that encourages use of the facility by rail passengers and participants in activities in the Union Station complex and area.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6908(a)	40:818(a), (b) (1st, 2d sentences).	Pub. L. 90–264, title I, § 118, as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1672.
6908(b)	40:818(b) (last sentence).	

In subsection (a), the text of 40:818(a) and (b) (1st sentence) is omitted as obsolete.

.....

**§ 6909. Supplying steam or chilled water to Union Station complex**

The Architect of the Capitol may make agreements with the Secretary of Transportation to furnish steam, chilled water, or both from the Capitol Power Plant to the Union Station complex, at no expense to the legislative branch.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6909	40:819(d).	Pub. L. 90–264, title I, § 119(d), as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1672.

The words “or his designee or assign” are omitted because of 49:322(b)

.....

**§ 6910. Authorization of appropriations**

Amounts necessary to meet lease and other obligations, including maintenance requirements, incurred by the Secretary of the Interior and assigned to the Secretary of Transportation under this subchapter may be appropriated to the Secretary of Transportation.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6910	40:813(a).	Pub. L. 90–264, title I, § 113(a), as added Pub. L. 97–125, § 3(3), Dec. 29, 1981, 95 Stat. 1669.

In this section, the text of 40:813(a) (last sentence) is omitted as obsolete.



**SUBCHAPTER II—NATIONAL VISITOR FACILITIES ADVISORY COMMISSION**

.....

**§ 6921. Establishment, composition, and meetings**

- (a) **Establishment.**— There is a National Visitor Facilities Advisory Commission.
- (b) **Composition.**—
  - (1) **Membership.**— The Commission is composed of—
    - (A) the Secretary of the Interior;
    - (B) the Administrator of General Services;
    - (C) the Secretary of the Smithsonian Institution;
    - (D) the Chairman of the National Capital Planning Commission;
    - (E) the Chairman of the Commission of Fine Arts;
    - (F) six Members of the Senate, three from each party, to be appointed by the President of the Senate;
    - (G) six Members of the House of Representatives, three from each party, to be appointed by the Speaker of the House of Representatives; and
    - (H) three individuals appointed by the President, at least two of whom shall not be officers of the Federal Government, and one member of whom shall be a representative of the District of Columbia government.
  - (2) **Chairman.**— The Secretary of the Interior serves as the Chairman of the Commission.
  - (3) **Service of non-federal members.**— Non-federal members serve at the pleasure of the President.
- (c) **Meetings.**— The Commission shall meet at the call of the Chairman.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1203.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6921(a)	40:821 (related to creation).	Pub. L. 90–264, title II, §§ 201 (related to creation), 202(a), Mar. 12, 1968, 82 Stat. 45.
6921(b)(1)	40:822(a) (1st sentence).	
6921(b)(2)	40:822(a) (3d sentence).	
6921(b)(3)	40:822(a) (2d sentence).	
6921(c)	40:822(a) (last sentence).	

**Termination of Advisory Commissions**

Advisory commissions established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a commission established by the President or an officer of the Federal Government, such commission is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a commission established by the Congress, its duration is otherwise provided by law. See sections 3(2) and 14 of Pub. L. 92–463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

.....

**§ 6922. Duties**

- (a) **In General.**— The National Visitor Facilities Advisory Commission shall—
  - (1) conduct continuing investigations and studies of sites and plans to provide additional facilities and services for visitors and students coming to the Nation’s Capital; and

*TITLE 40 - Section 6923 - Compensation and expenses*

*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

(2) advise the Secretary of the Interior and the Administrator of General Services on the planning, construction, acquisition, and operation of those visitor facilities.

(b) **Staff and Facilities.**— The Director of the National Park Service, in consultation with the Administrator, shall provide the necessary staff and facilities to assist the Commission in carrying out its duties under this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1203.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6922(a)	40:821 (related to duties).	Pub. L. 90–264, title II, §§ 201 (related to duties), 202(c), Mar. 12, 1968, 82 Stat. 45.
6922(b)	40:822(c).	

In subsection (a), the text of 40:821(1) is omitted as obsolete because there is no National Visitors Center.

.....

**§ 6923. Compensation and expenses**

Members of the National Visitor Facilities Advisory Commission who are not officers or employees of the Federal Government or the government of the District of Columbia are entitled to receive compensation under section 3109 of title 5 and expenses under section 5703 of title 5.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1203.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6923	40:822(b).	Pub. L. 90–264, title II, § 202(b), Mar. 12, 1968, 82 Stat. 45.

The words “expenses under section 5703 of title 5” are substituted for “travel expenses including per diem in lieu of subsistence as authorized by section 5703 of title 5 for persons in the government service employed intermittently” to eliminate unnecessary words.

.....

**§ 6924. Reports and recommendations**

The National Visitor Facilities Advisory Commission shall report to the Secretary of the Interior and the Administrator of General Services the results of its studies and investigations. A report recommending additional facilities for visitors shall include the Commission’s recommendations as to sites for the facilities to be provided, preliminary plans, specifications, and architectural drawings for the facilities, and the estimated cost of the recommended sites and facilities.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1203.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6924	40:823.	Pub. L. 90–264, title II, § 203, Mar. 12, 1968, 82 Stat. 46.

***TITLE 40 - Section 6924 - Reports and recommendations***

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*NB: This unofficial compilation of the U.S. Code is current as of Jan. 4, 2012 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

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The words “from time to time” are omitted as unnecessary. The word “reviews” is omitted as obsolete because the review is a continuing review of the National Visitors Center and there is no National Visitors Center. The words “site or” are omitted because of 1:1.