

3RD ] CONGRESS  
1ST ] SESSION

# S. 5

To lay out the structure, powers, purpose, and organization of the Defense Force Protection Agency; and for other purposes.

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IN THE SENATE OF THE UNITED STATES  
9th of February 2024

Mr jsjsjbsd (for himself and Mr PeepGPT) introduced the following act; which was referred to the floor of the Senate.

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# A BILL

To lay out the structure, powers, purpose, and organization of the Defense Force Protection Agency; and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States in Congress Assembled.*

## SECTION 1: GENERAL PROVISIONS

- a. This Act may be cited as the “Defense Force Protection Act of 2024”.
- b. This Act shall be severable, such that if any word, phrase, line, sentence or provision of this Act, or the application of any of them to any person or circumstance, is held invalid, their application to other persons or circumstances, and the remainder of this Act shall not be affected thereby.

This Act shall not be superseded by any newer law unless that law specifically declares its intent to supersede this Act's provisions.

- c. Any part of any act, joint resolution, or codified law that conflicts with this Act shall be considered null and void.
- d. "DFPA" shall refer to the Defense Force Protection Agency.
- e. This bill shall take effect immediately upon enactment.

## **SECTION 2: ESTABLISHMENT OF THE DEFENSE FORCE PROTECTION AGENCY.**

- a. Defense Force Protection Agency — In General.
  - i. There is established under the Department of Defense the Defense Force Protection Agency (DFPA).
  - ii. Subject to the direction of the Secretary of Defense, the DFPA shall be charged with the protection of the persons and property of the Department of Defense.
  - iii. The DFPA shall be headed by a Director, who shall be appointed by the President with the advice and consent of the Senate.
  - iv. The Director shall be assisted by a Deputy Director who shall be appointed by the President with the advice and consent of the Senate.
  - v. The positions of Director and Deputy Director of DFPA shall be civil offices.

## **SECTION 3: POWERS, AUTHORITIES, AND DUTIES**

- a. Under the direction of the Secretary of Defense, the Defense Force Protection Agency is authorized to protect the following individuals:
  - i. The Secretary of Defense, the Deputy Secretary of Defense, the Secretary of Defense-designate, and the Deputy Secretary of Defense-designate.
  - ii. The Executive Secretary of the Department of Defense.
  - iii. The Under Secretaries of the Department of Defense.
  - iv. The Secretaries of the military departments.
  - v. The Chairman of the Joint Chiefs of Staff, the Vice Chairman of the Joint Chiefs of Staff, the Chairman of the Joint Chiefs of Staff-designate, and the Vice Chairman of the Joint Chiefs of Staff-designate.
  - vi. The Joint Chiefs of Staff, Vice Chiefs, and persons nominated for those positions;
  - vii. Former Secretaries of Defense and Deputy Secretaries of Defense for a period of no more than 1 month following their removal/resignation from office.
  - viii. Not more than five (5) other individuals designated by the Director.
  - ix. Not more than five (5) other individuals designated by the Secretary of Defense.
- b. Under the direction of the Secretary of Defense, the Defense Force Protection Agency is authorized to—
  - i. carry firearms;

- ii. make arrests without warrant for any offense against the United States committed in their presence, or for any felony cognizable under the laws of the United States if they have reasonable grounds to believe that the person to be arrested has committed or is committing such felony;
- iii. Restrict access to buildings and grounds that are currently occupied by a person authorized to be protected by the DFPA, this shall not include buildings that fall under the jurisdiction of other law enforcement agencies;
- iv. perform such other functions and duties as are authorized by law.

#### **SECTION 4: RESTRICTED BUILDINGS AND GROUNDS**

- a. 18 U.S. Code § 1752(c)(1) shall be amended to:
  - i. the term “restricted buildings or grounds” means any posted, cordoned off, or otherwise restricted area—
    - 1. of the White House or its grounds, or the Vice President’s residence or its ground;
    - 2. of a Federal building;
    - 3. of the Pentagon, or any building or grounds under the jurisdiction of the Department of Defense;
    - 4. of a building or grounds under the jurisdiction of the Department of State;
    - 5. of a building or grounds where the President or other person protected by the Secret Service is or will be temporarily visiting; or

6. of a building or grounds where the Secretary of Defense or other person protected by the Defense Force Protection Agency is or will be temporarily visiting; or
  7. of a building or grounds where the Secretary of State or other person protected by the Diplomatic Security Service is or will be temporarily visiting;
  8. of a building or grounds so restricted in conjunction with an event designated as a special event of national significance;
  9. of a building or grounds where a person protected by the United States Capitol Police is or will be temporarily visiting; and
- ii. the term “other person protected by the Secret Service” means any person whom the United States Secret Service is authorized to protect under by Presidential memorandum, when such person has not declined such protection.
  - iii. the term the term “other person protected by the Defense Force Protection Agency” means any person whom the Defense Force Protection Agency is authorized to protect or by Secretary of Defense memorandum, when such person has not declined such protection.
  - iv. the term the term “other person protected by the Diplomatic Security Service” means any person whom the Diplomatic Security Service is authorized to protect or by Secretary of State

memorandum, when such person has not declined such protection.

## **SECTION 5: TEAM; VEHICLES AND TOOLS.**

- a. There is established a team for the Defense Force Protection Agency at all municipalities under the jurisdiction of the United States.
  - a. Subject to the direction of the Secretary of Defense, the Defense Force Protection Agency team shall possess the vehicles and tools necessary to execute the duties with which they are charged in section 102 of Title II of this act.