

93RD CONGRESS
4TH SESSION

H.R. 79

Arman Foley

To Assist the Operations of the Federal Protective Service

IN THE HOUSE OF THE UNITED STATES
May, 4th, 2024

Speaker. ArmanFoley, for himself, introduced the following act;
which was referred to the floor of the House.

A BILL

To Assist the Operations of the Federal Protective Service

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

SECTION I. SHORT TITLE

(a) This piece of legislation shall be referred to as "FPS Expansion Act" or as "FPSEA 24"

SEC. 2. GENERAL PROVISIONS

(a) Any part of any act, joint resolution, memorandum or codified law that conflicts with this act shall be deemed null and void.

(b) This act shall be servable, in which, if any provision of this act is found unconstitutional the rest of the act shall be in full effect unless also found unconstitutional.

(c) This act shall go into effect immediately.

SEC. 3. DEFINITIONS

(a) "Federal Property" refers to any real property owned, leased, or occupied by the federal government.

(b) "Secretary of Homeland Security" refers to the head of the Department of Homeland Security or their authorized representative.

(c) "Emergency" shall be defined as any situation posing an immediate threat to the safety or security of federal property or individuals therein, including but not limited to credible

threats, active shooter incidents, or other crises as determined appropriate by the Secretary of Homeland Security.

SEC. 4. EXPANDED AUTHORITY

- (a) The Federal Protective Service (FPS) is hereby granted the authority to close roads and sidewalks in the area surrounding any federal property when deemed necessary by the President of the United States or Secretary of Homeland Security and their authorized representatives.
- (b) Such closures may only be enacted in response to emergencies, including but not limited to:
 - (i) Credible threats to the property.
 - (ii) Active shooter situations.
 - (iii) Other crises or threats as determined appropriate by the Secretary of Homeland Security or the President of the United States.
- (c) The duration of road and sidewalk closures shall not exceed one hour, unless extended by the Secretary of Homeland Security or their authorized representative based on ongoing assessment of the emergency situation and the necessity of continued closure.

(d) The Director of the Federal Protective Service shall transmit to the Secretary of Transportation once said closures have concluded.

SEC. 5. ACCESS DURING EMERGENCIES

(a) During the closure of roads and sidewalks in the vicinity of federal property as authorized under this Act, access to said property shall be restricted to Federal Law Enforcement personnel or other officials deemed appropriate by the Secretary of Homeland Security or their authorized representative.

(b) Only individuals with explicit authorization from the Secretary of Homeland Security or their authorized representative shall be permitted entry onto federal property during the period of closure.

(c) Federal Law Enforcement personnel and other authorized officials shall, upon request of the Federal Protective Service, assist in enforcing access restrictions and ensuring the safety and security of federal property and individuals therein during the closure period.

(d) Any unauthorized individuals attempting to access federal property during the closure period shall be charged

under 18 U.S. Code § 111 - Assaulting, resisting, or impeding certain officers or employees.

(e) Access restrictions shall be lifted promptly upon the conclusion of the emergency situation prompting the closure, as determined by the Secretary of Homeland Security or their authorized representative.