

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS

IN RE: FORFEITURE OF COLLATERAL
GENERAL SERVICES ADMINISTRATION
FEDERAL PROTECTIVE SERVICE DIVISION

On this 31 day of March, 1998, it is hereby ordered by
the Court:


That in the interest of justice, efficient court administration, and effective law enforcement concerning the violation of the following rules and regulations while on any property under the charge and control of the General Services Administration, Federal Protective Service Division, collateral in the amount prescribed on the attached schedule may be posted in lieu of the appearance of the offender unless it is the opinion of the arresting or citing officer that the offense charged was aggravated;

That upon the election of the person charged with such an offense to post said collateral in lieu of appearance before the United States Magistrate for trial of said offense, the collateral in the amount shown opposite the offense shall be forfeited to the United States. The posting of such collateral shall signify that the offender neither contests the charge nor requests a hearing before the United States Magistrate, and said collateral shall be administratively forfeited;

That forfeiture of collateral shall not be permitted in lieu of the offender for a subsequent offense or offenses within a twelve month period not arising out of the same transaction or occurrence as the original offense or offenses;

That there be maintained in the office of the Clerk, and with the respective United States Magistrates, a current list of the petty offenses and fines applicable thereto for which collateral may be accepted;

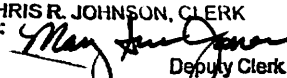
That, pursuant to the foregoing provisions, the offenses for which collateral may be posted in lieu of the appearance of the person charged therewith are as shown on the schedule attached hereto.



Jimm Larry Hendren
Chief U. S. District Judge
Western District of Arkansas

U. S. DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FILED

APR 7 1998

CHRIS R. JOHNSON, CLERK
By: 
Deputy Clerk

SCHEDULE "A"
GSA PROPERTY
40 U.S.C. § 318

41 C.F.R. 101-20-300

302 Admission to property. \$50.00

Property shall be closed to the public during other than normal working hours. The closing of property will not apply to that space in those instances where the Government has approved the after-normal-working-hours use of buildings or portions thereof for activities authorized by Subpart 101.20.4. During normal working hours, property shall be closed to the public only when situations require this action to ensure the orderly conduct of Government business. The decision to close the property shall be made by the designated official under the Occupant Emergency program after consultation with the buildings manager and the ranking representative of the Law Enforcement Branch responsible for protection of the facility or the area. The designated official is redefined in § 101.20.003(g) as the highest ranking official of the primary occupant agency, or the alternate highest ranking official or designee selected by mutual agreement by other occupant agency officials. When property, or a portion thereof, is closed to the public, admission to this property, or a portion, will be restricted to authorized persons who shall register upon entry to the property and shall, when requested, display Government or other identifying credentials to the Federal Protective Officers or other authorized individuals when entering, leaving, or while on the property. Failure to comply with any of the applicable provisions is a violation of these regulations.

[53 FR 129, Jan. 5, 1988]

303. Preservation of property. \$50.00

The improper disposition of rubbish on property; the willful destruction of or damage to property; the theft of property; the creation of any hazard or property to persons or things; the throwing of articles of any kind from or at a building or the climbing upon statutes, fountains, or any part of the building is prohibited.

304. Conformity with signs and directions. \$50.00

Persons in an on property shall at all times comply with - official signs of a prohibitory, regulatory, or directory nature and with the lawful direction of Federal Protective Officers and other authorized individuals.

305. Disturbances. \$50.00

Any loitering, disorderly conduct, or other conduct on property which creates loud or unusual noise or a nuisance; which unreasonably obstructs the usual use of entrances, foyers, lobbies, corridors, offices, elevators, stairways, or parking lots; which otherwise impedes or disrupts the performance of official duties by Government employees; or which prevents the general public from obtaining the administrative services provided on the property in a timely manner, is prohibited.

306. Gambling. \$50.00

Participating in games for money or other personal property or the operating of gambling devices, the conduct of a lottery or pool, or the selling or purchasing of numbers tickets, in or on property is prohibited. This prohibition shall not apply to the vending or exchange of changes by licensed blind operators of vending facilities for any lottery set forth in a State law and authorized by Section 2(a)(5) of the Randolph-Shepard Act (20 U.S.C. 107, et seq.).

307. Alcoholic beverages and narcotics. \$50.00

Operations of a motor vehicle while on the property by a person under the influence of alcoholic beverages, narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines is prohibited. Entering upon the property, or while on the property, under the influence of or using or possessing any narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines is prohibited. The prohibition shall not apply in cases where the drug is being used as prescribed for a patient by a licensed physician. Entering upon the property, or being on the property, under the influence of alcoholic beverages is prohibited. The use of alcoholic beverages on property is prohibited except, upon occasions and on property upon which the head of the responsible agency or his or her designee has for appropriate official uses granted an exemption in writing. The head of the responsible agency or his or her designee shall provide a copy of all exemptions granted to the buildings manager and the Chief, Law Enforcement Branch, or other authorized officials, responsible for the security of the property.

308. Soliciting, vending, and debt collection. \$50.00

Soliciting alms, commercial or political soliciting, and vending of all kinds, displaying or distributing commercial advertising, or collecting private debts on GSA-controlled property is prohibited. This rule does not apply to:

(a) National or local drives for funds for welfare, health, or other purposes as authorized by 5 CFR, parts 110 and 950, Solicitation of Federal Civilian and Uniformed Services Personnel for Contributions to Private Voluntary Organizations issued by the U.S. Office of Personnel Management under Executive Order 12353 of March 23, 1982, as amended, and sponsored or approved by the occupant agencies;

(b) Concessions or personal notices posted by employees on authorized bulletin boards;

(c) Solicitation of labor organization membership or dues authorized by occupant agencies under the Civil Service Reform Act of 1978 (Pub. L. 95-454); and

(d) Lessee, or its agents and employees, with respect to space eased for commercial, cultural, educational, or recreational use under the Public Building Cooperative Use Act of 1975 (40 U.S.C. 490(a)(16)).

Note: Public areas of GSA-controlled property may be used for other activities permitted in accordance with Subpart 101-20.4.
[53 FR 130, Jan. 5, 1988]

309. Posting and distributing materials. \$50.00

(a) Public Law 104-52, Section 636, prohibits the distribution of free samples of tobacco products in and around Federal buildings.

(b) Posting or affixing materials, such as pamphlets, handbills, or flyers, on bulletin boards or elsewhere on GSA-controlled property is prohibited, except as authorized in § 101-20.308 or when these displays are conducted as part of authorized Government activities. Distribution of materials, such as pamphlets, handbills, or flyers is prohibited, except in the public areas of the property as defined in § 20.003(z), unless conducted as part of authorized Government activities. Any person or organization proposing to distribute materials in public areas under this Section shall first obtain a permit from the building manager under Subpart 101-20.4 and shall conduct distribution in accordance with the provisions of Subpart 101-20.4. Failure to comply with those provisions is a violation of these regulations.

[61 FR 2122, Jan. 25, 1996]

310. Photographs for news, advertising, or commercial purposes. \$50.00

Photographs may be taken in space occupied by a tenant agency only with the consent of the occupying agency concerned. Except where security regulations apply or a Federal court order or rule prohibits it, photographs for news purposes may be taken in entrances, lobbies, foyers, corridors, or auditoriums when used for public meetings. Subject to the foregoing prohibitions, photographs for advertising and commercial purposes may be taken only with written permission of an authorized official of the agency occupying the space where the photographs are to be taken.

311. Dogs and other animals. \$50.00

Dogs and other animals, except seeing eye dogs, other guide dogs, and animals used to guide or assist handicapped persons, shall not be brought upon property for other than official purposes.

312. Vehicular and pedestrian traffic. \$50.00

(a) Drivers of all vehicles entering or while on property shall drive in a careful and safe manner at all times and shall comply with the signals and directions of Federal protective officers or other authorized individuals and all posted traffic signs;

(b) The blocking of entrances, driveways, walks, loading platforms, or fire hydrants on property is prohibited; and

(c) Except in emergencies, parking on property is not allowed without a permit. Parking without authority, parking in unauthorized locations or in locations reserved for other persons, or parking contrary to the direction of posted signs is prohibited. Vehicles parked in violation, where warning signs are posted, shall be subject to removal at the owners' risk and expense. This paragraph may be supplemented from time to time with the approval of the Regional Administrator by the issuance and posting of such specific traffic directives as may be required, and when so issued and posted such directives shall have the same force and effect as if made a part thereof. Proof that a motor vehicle was parked in violation of these regulations or directives may be taken as prima facie evidence that the registered owner was responsible for the violation.

313. Explosives. \$50.00

No person entering or while on property shall carry or possess explosives, or items intended to be used to fabricate an explosive or incendiary device, either openly or concealed, except for official purposes. (Weapons, see Title 18, U.S.C. § 930).

314. Nondiscrimination. \$50.00

There shall be no discrimination by segregation or otherwise against any person or persons because of race, creed, sex, color, or national origin in furnishing or by refusing to furnish to such person or persons the use of any facility of a public nature, including all services, privileges, accommodations, and activities provided thereby on the property.