

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

IN THE MATTER OF FORFEITURE OF) ORDER
COLLATERAL SCHEDULE FOR U.S.)
GENERAL SERVICES ADMINISTRATION)
PROPERTIES)

It appearing that the United States of America, by Thomas B. Heffelfinger, United States Attorney for the District of Minnesota, and Paul A. Murphy, Assistant United States Attorney, Chief of the Criminal Division, have moved the Court to adopt a revised Forfeiture of Collateral Schedule for the violation of rules and regulations promulgated under 41 C.F.R. 102.74, Subpart C, for U.S. General Services Administration facilities administered by the U.S. General Services Administration and located in Minnesota,

IT IS HEREBY ORDERED that pursuant to the Rules of Procedure for the Trial of Minor Offenses before United States Magistrate Judges and the General Rules of this Court, all previously entered orders regarding the Forfeiture of Collateral Schedule for General Services Administration offenses be and are hereby vacated.

IT IS FURTHER ORDERED that persons charged with violating an offense listed in the attached Forfeiture of Collateral Schedule for General Services Administration offenses may, in lieu of

FILED _____
RICHARD D. SLETTEN, CLERK
JUDGMENT ENTD _____
DEPUTY CLERK _____

appearance, post collateral in the amount indicated for the offense and consent to forfeiture of collateral or be required to appear for offenses as indicated.

IT IS FURTHER ORDERED that this order take effect at 12:01 a.m. on 12/30/03 ~~200~~.

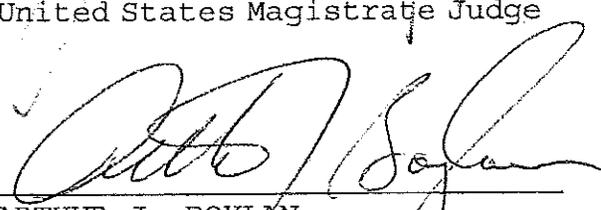
Dated: December 29, 2003



JONATHAN G. LEBEDOFF, Chief
United States Magistrate Judge



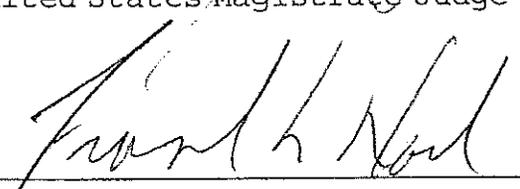
J. EARL CUDD
United States Magistrate Judge



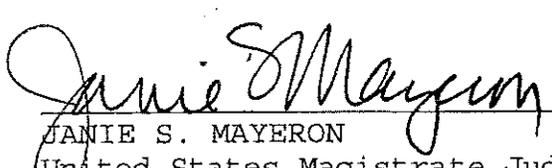
ARTHUR J. BOYLAN
United States Magistrate Judge



RAYMOND L. ERICKSON
United States Magistrate Judge



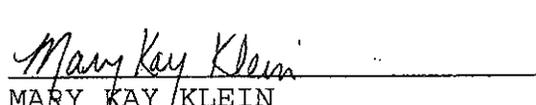
FRANKLIN L. NOEL
United States Magistrate Judge



JANIE S. MAYERON
United States Magistrate Judge



SUSAN RICHARD NELSON
United States Magistrate Judge



MARY KAY KLEIN
United States Magistrate Judge

**FINE SCHEDULE
RELATING TO U.S. GENERAL SERVICES ADMINISTRATION PROPERTY**

(41CFR 102-74.370) Inspection

Federal agencies may, at their own discretion, inspect packages, briefcases, and other containers in the immediate possession of visitors, employees, or persons arriving on, working at, visiting, or departing from Federal property. Federal agencies may conduct a full inspection of a person and the vehicle the person is driving or occupying upon his or her arrest.

OFFENSES / PENALTIES -

Failure to submit to inspection of packages, briefcases, and other containers...\$ 50.00

(41CFR 102-74.375) Admission to property

Federal agencies must:

- (a) Close property to the public during other than normal working hours. In those instances where a Federal agency has approved the after-normal-working-hours use of buildings or portions thereof for activities authorized by subpart D of this part, Federal agencies must not close the property (or affected portions thereof) to the public.
- (b) Close the property to the public during working hours only when situations require this action to ensure the orderly conduct of government business. The designated official under the Occupant Emergency Program may make such decisions only after consulting with the buildings manager and the highest-ranking representative of the law enforcement organization responsible for protection of the property of the area. The designated official is defined in Sec. 102-71.20 of this chapter 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.
- (c) Ensure, when property or a portion thereof is closed to the public, that admission to the property, or the affected portion, is restricted to the authorized persons who must register upon entry to the property and must, when requested, display government or other identifying credentials to Federal police officers or other authorized individuals when entering, exiting or while on the property. Failure to comply with any of the applicable provisions is of violation of these regulations.

OFFENSES / PENALTIES -

Entering property when closed to the public during other than normal working hours without signing the register or displaying identification upon demand.....\$ 75.00

(41CFR 102-74.380) Preservation of Property

All persons entering in or on federal property are prohibited from:

- (a) Improperly disposing of rubbish on property;
- (b) Willfully destroying or damaging property;
- (c) Stealing property;
- (d) Creating any hazard on property to persons or things;
- (e) Throwing articles of any kind from or at a building or the climbing upon statues, fountains, or any part of the building.

OFFENSES / PENALTIES -

The improper disposal of rubbish on property.....\$100.00
The willful destruction of or damage to property (less than \$100.00).....\$250.00

The willful destruction of or damage to property (more than \$100.00).....	Mandatory Appearance
Stealing property (value less than \$25.00).....	\$ 100.00
Stealing property (value greater than \$25.00).....	Mandatory Appearance
The creation of any hazard on property to persons or things.....	\$ 250.00
The throwing of articles of any kind from or at a building.....	\$ 100.00
The climbing upon statues, fountains, or any part of the building.....	\$ 75.00

(41CFR 102-74.385) Conforming with Signs and Directions

Persons in and on property must at all times comply with official signs of a prohibitory, regulatory, or direct nature and with the lawful direction of Federal Police Officers and other authorized individuals.

OFFENSES / PENALTIES -

Failure to comply with official signs of a prohibitory, regulatory, or direct nature <i>except traffic control and parking signs</i>	\$ 80.00
Failure to comply with the lawful direction of Federal Police Officers and other authorized individuals.....	\$ 100.00

(41CFR 102-74.390) Disturbances

All persons entering in or in federal property are prohibited from loitering, exhibiting disorderly conduct or exhibiting other conduct on property which:

- (a) Creates loud or unusual noise or nuisance;
- (b) Unreasonably obstructs the usual use of entrances, foyers, lobbies, corridors, offices, elevators, stairways or parking lots;
- (c) Otherwise impedes or disrupts the performance of official duties by government employees; or
- (d) Prevents the general public from obtaining the administrative services provided in a timely manner.

OFFENSES / PENALTIES

Loitering.....	\$ 50.00
Disorderly conduct; or exhibiting other conduct on property which creates loud or unusual noise or nuisance, Unreasonably obstructs the usual use of entrances, foyers, lobbies, corridors, offices, elevators, stairways or parking lots; or otherwise impedes or disrupts the performance of official duties by government employees; prevents the general public from obtaining the administrative services provided in a timely manner.....	\$ 250.00

(41CFR 102-74.395) Gambling

Except for the vending or exchange of chances by licensed bind operators of vending facilities for any lottery set forth an a State law and authorized by section 2(a)(5) of the Randolph-Sheppard Act (20 U.S.C. 107 et seq.), all persons entering in or on federal property are prohibited from:

- (a) Participating in games for money or other personal property.
- (b) Operating gambling devices
- (c) Conducting a lottery or pool; or
- (d) Selling or purchasing of numbers tickets.

OFFENSES / PENALTIES –

Participating in games for money or other personal property.....	\$ 75.00
Operating gambling devices.....	\$ 100.00
Conducting a lottery or pool; or.....	\$ 100.00
Selling or purchasing of numbers tickets.....	\$ 75.00

(41CFR 102-74.400) Narcotics and Other Drugs

Except where the drug is being used as prescribed for a patient by a licensed physician, all persons entering in or on Federal property are prohibited from:

- (a) Being under the influence, using, or possessing any narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines, or
- (b) Operating a motor vehicle on the property while under the influence of alcoholic beverages, narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines.

OFFENSES / PENALTIES –

Being under the influence or using any narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines.....	\$ 75.00
Possessing small amount of marijuana.....	\$ 100.00
Possessing large amount of marijuana.....	Mandatory Appearance
Possessing any narcotic drugs, hallucinogens, barbiturates or Amphetamines.....	Mandatory Appearance

Operating a motor vehicle on the property while under the influence of an alcoholic beverage, narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines....Mandatory Appearance

(41CFR 102-74.405) Alcoholic Beverages

Except where the head of the responsible agency or his or her designee has granted an exemption in writing for the appropriate official use of alcoholic beverages, all persons entering in or on federal property are prohibited from being under the influence or using alcoholic beverages. The head of the responsible agency or his or her designee must provide a copy of all exemptions granted to the building manager and the highest ranking representative of the law enforcement organization or other authorized officials, responsible for the security of the property.

OFFENSES / PENALTIES –

Persons entering in or on federal property who are under the influence.....	\$ 100.00
Unauthorized use of alcoholic beverages on Federal property.....	\$ 100.00
Operating a motor vehicle under the influence of an alcoholic beverage (see 41CFR 102-74.400)	

(41CFR 102-74.410) Soliciting, Vending, and Debt Collection

All persons entering in or on federal property are prohibited from soliciting commercial or political donations, vending merchandise of all kinds, displaying or distributing commercial advertising or collecting private debts, except for:

- (a) National or local drives for funds for welfare, health or other purposes, as authorized by 5 CFR part 950, entitled, "Solicitation of Federal Civilian And Uniformed Service Personnel For Contributions To Private Voluntary Organizations", 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 of dues authorized by occupant agencies under the Civil Service Reform Act of 1978 (Public Law 95-454); and
- (d) Lessee, or its agents and employees, with respect to space leased for commercial, cultural, educational, or recreational use under the Public Buildings Cooperative Use Act of 1976 (40 U.S.C. 581 (h)). Public areas of GSA controlled property may be used for other activities in accordance with subpart D of this part.

OFFENSES / PENALTIES –

Unauthorized soliciting of donations or dues, vending merchandise of all kinds, displaying or distributing advertising, or collection of private debts.....\$ 100.00

(41CFR 102-74.415) Posting and Distributing Materials

All persons entering in or on federal property are prohibited from:

- (a) Distributing free samples of tobacco products in or around federal buildings, under Public Law 104-52 Section 636.
- (b) Posting or affixing materials, such as pamphlets, handbills or flyers on bulletin boards elsewhere on GSA-controlled property, except as authorized in Sec. 102-74.410, or when these displays are conducted as part of authorized government activities.
- (c) Distributing materials, such as pamphlets, handbills, or flyers, unless conducted as a part of authorized government activities. This prohibition does not apply to public areas of the property as defined in Sec. 102-71.20 of this chapter. However, any person or organization proposing to distribute materials in a public area under this section must first obtain a permit from the building manager as specified in subpart D of this part. Any such person or organization must distribute only in accordance with the provisions of subpart D of this part. Failure to comply with those provisions is a violation of these regulations.

OFFENSES / PENALTIES –

Distributing free samples of tobacco products in or around federal buildings.....\$ 100.00
 Unauthorized posting or affixing materials, such as pamphlets, handbills or flyers on bulletin boards elsewhere on GSA-controlled property.....\$ 100.00
 Unauthorized distribution of materials, such as pamphlets, handbills or flyers or distribution of such materials in an unauthorized area or without obtaining a permit.....\$ 100.00

(41CFR 102-74.420) Photographs for News, Advertising, or Commercial Purposes

Except where security regulations apply or a federal court order or rule prohibits it, persons entering in or on federal property may take photographs of:

- (a) Space occupied by a tenant agency for non-commercial purposes only with the permission of the occupying agency concerned;
- (b) Space occupied by a tenant agency for commercial purposes only with written permission of an authorized official of the occupying agency concerned; and
- (c) Building entrances, lobbies, foyers, corridors or auditoriums for news purposes.

OFFENSES / PENALTIES –

Taking photographs where security regulations apply or a federal court order or rule prohibits it.....\$ 150.00
 Taking photographs in space that is occupied by a tenant agency for non-commercial or commercial purposes without authorized permission.....\$ 150.00

Taking photographs in areas other than in building entrances, lobbies, foyers, corridors or auditoriums and/or not for news purposes.....\$ 150.00

(41CFR 102-74.425) Dogs and Other Animals

Except seeing eye dogs, other guide dogs and animals used or being trained to guide or assist handicapped persons, persons may not bring dogs or other animals on federal property for other than official purposes.

OFFENSES / PENALTIES -

Persons who bring dogs or other animals on federal property for other than official purposes, except seeing eye dogs, other guide dogs and animals used or being trained to guide or assist handicapped persons.....\$ 50.00

(41CFR 102-74.430) Vehicular and Pedestrian Traffic

All vehicle drivers entering or while on federal property:

- (a) Must drive in a careful and safe manner at all times;
- (b) Must comply with the signals and directions of Federal Police Officers or other authorized individuals;
- (c) Must comply with all posted traffic signs;
- (d) Must comply with any additional posted traffic directives approved by the GSA Regional Administrator, which will have the same force and effect as these regulations;
- (e) Are prohibited from blocking entrances, driveways, walks, loading platforms or fire hydrants; and
- (f) Are prohibited from parking on Federal property 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, are subject to removal at the owner's risk and expense. Federal agencies may take as proof that a motor vehicle was parked in violation of these regulations or directives as prima facie evidence that the registered owner was responsible for the violation.

OFFENSES / PENALTIES -

Failure to drive any vehicle in a careful and safe manner.....\$ 150.00
Failure to comply with the signals and directions of Federal Police Officers or other authorized individuals.....\$ 100.00
Failure to comply with posted traffic sign(s); unauthorized parking on federal property without a permit, parking in unauthorized locations, in locations reserved for other persons or parking contrary to the direction of posted sign(s):
 1st Offense (within 12 mo. period).....\$ 30.00
 2nd Offense (within 12 mo. period).....\$ 50.00
 3rd and Subsequent Offenses (within 12 mo. period).....\$ 80.00
Failure to comply with posted traffic sign(s); overtime parking:
 1st Offense (within 12 mo. period).....\$ 30.00
 2nd Offense (within 12 mo. period).....\$ 50.00
 3rd and Subsequent Offenses (within 12 mo. period).....\$ 80.00
Failure to comply with posted traffic sign(s); area reserved for handicapped:
 1st Offense (within 12 mo. period).....\$ 80.00
 2nd Offense (within 12 mo. period).....\$ 100.00

Failure to comply with posted traffic sign(s); stop sign, traffic signal, pedestrian crosswalk when occupied by a pedestrian or other posted sign.....\$ 100.00
 Failure to comply with any additional posted traffic directives approved by the GSA Regional Administrator.....\$ 100.00
 Any vehicle drivers or pedestrian traffic blocking entrances, driveways, walks, loading platforms or fire hydrants.....\$ 150.00
 Operating a motor vehicle in excess to posted speed limit signs:
 1 to 10 miles over the speed limit.....\$ 75.00
 11 miles and over the speed limit.....\$ 100.00

(41CFR 102-74.435) Explosives

No person entering or while on federal property may 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.

OFFENSES / PENALTIES –

Entering or while on federal property carrying or possessing an explosive or items intended to be used to fabricate an explosive or incendiary device.....Mandatory Appearance

(41CFR 102-74.440) Weapons

Federal law prohibits the possession of firearms or other dangerous weapons in federal facilities and federal court facilities by all persons not specifically authorized by Title 18, United States Code, Section 930. Violators will be subject to fine and/or imprisonment for periods up to five (5) years.

OFFENSES / PENALTIES –

Unauthorized possession of firearms or other dangerous weapons in federal facilities and federal court facilities.....\$250.00

(41CFR 102-74.445) Nondiscrimination

Federal agencies must not discriminate 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 public nature, including all services, privileges, accommodations and activities provided on the property.

OFFENSES / PENALTIES –

Any person within a federal agency who discriminates by segregation or otherwise against any person or persons.....Mandatory Appearance