

AMENDMENTS

2006—Subsec. (d)(3). Pub. L. 109-177 substituted “to any Assistant Attorney General in charge of the Criminal Division or National Security Division of the Department of Justice” for “to the Assistant Attorney General in charge of the Criminal Division of the Department of Justice”.

1997—Subsec. (b)(1)(H), (I). Pub. L. 105-119 added subpar. (H) and redesignated former subpar. (H) as (I).

1990—Subsec. (b)(1). Pub. L. 101-647, §3582(1), inserted “(G)” after “subparagraph” in last sentence.

Subsec. (d)(3). Pub. L. 101-647, §3582(2), inserted “the” before “Civil Rights Division”.

EFFECTIVE DATE OF 1997 AMENDMENT

Pub. L. 105-119, title I, §115(c), Nov. 26, 1997, 111 Stat. 2467, provided that: “This section [amending this section, sections 3563, 3583, 4042, and 4209 of this title, and sections 14071 and 14072 of Title 42, The Public Health and Welfare, enacting provisions set out as notes under section 951 of Title 10, Armed Forces, and section 14039 of Title 42, and amending provisions set out as a note under section 14071 of Title 42] shall take effect on the date of the enactment of this Act [Nov. 26, 1997], except that—

“(1) subparagraphs (A), (B), and (C) of subsection (a)(8) [amending sections 3563, 3583, 4042, and 4209 of this title and enacting provisions set out as a note under section 951 of Title 10] shall take effect 1 year after the date of the enactment of this Act; and

“(2) States shall have 3 years from such date of enactment to implement amendments made by this Act [probably should be “this section”] which impose new requirements under the [former] Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act [42 U.S.C. 14071 et seq.], and the Attorney General may grant an additional 2 years to a State that is making good faith efforts to implement these amendments.”

EFFECTIVE DATE

Pub. L. 98-473, title II, §1210, Oct. 12, 1984, 98 Stat. 2163, provided that: “This subpart [subpart A (§§1207-1210) of part F of chapter XII of title II of Pub. L. 98-473, see Short Title note below] and the amendments made by this subpart shall take effect on October 1, 1984.”

SHORT TITLE

Pub. L. 98-473, title II, §1207, Oct. 12, 1984, 98 Stat. 2153, provided that: “This subpart [subpart A (§§1207-1210) of part F of chapter XII of title II of Pub. L. 98-473, enacting this chapter, repealing provisions set out as a note preceding section 3481 of this title, and enacting provisions set out as a note under this section] may be cited as the ‘Witness Security Reform Act of 1984’.”

§ 3522. Probationers and parolees

(a) A probation officer may, upon the request of the Attorney General, supervise any person provided protection under this chapter who is on probation or parole under State law, if the State involved consents to such supervision. Any person so supervised shall be under Federal jurisdiction during the period of supervision and shall, during that period be subject to all laws of the United States which pertain to probationers or parolees, as the case may be.

(b) The failure by any person provided protection under this chapter who is supervised under subsection (a) to comply with the memorandum of understanding entered into by that person pursuant to section 3521(d) of this title shall be grounds for the revocation of probation or parole, as the case may be.

(c) The United States Parole Commission and the Chairman of the Commission shall have the same powers and duties with respect to a probationer or parolee transferred from State supervision pursuant to this section as they have with respect to an offender convicted in a court of the United States and paroled under chapter 311¹ of this title. The provisions of sections 4201 through 4204, 4205(a), (e), and (h), 4206 through 4215, and 4218¹ of this title shall apply following a revocation of probation or parole under this section.

(d) If a person provided protection under this chapter who is on probation or parole and is supervised under subsection (a) of this section has been ordered by the State court which imposed sentence on the person to pay a sum of money to the victim of the offense involved for damage caused by the offense, that penalty or award of damages may be enforced as though it were a civil judgment rendered by a United States district court. Proceedings to collect the moneys ordered to be paid may be instituted by the Attorney General in any United States district court. Moneys recovered pursuant to such proceedings shall be distributed to the victim.

(Added Pub. L. 98-473, title II, §1208, Oct. 12, 1984, 98 Stat. 2157; amended Pub. L. 99-646, §75, Nov. 10, 1986, 100 Stat. 3618; Pub. L. 100-690, title VII, §7072(b), Nov. 18, 1988, 102 Stat. 4405.)

REFERENCES IN TEXT

Chapter 311 of this title, referred to in subsec. (c), which consisted of sections 4201 to 4218 of this title, was repealed effective Nov. 1, 1987, by Pub. L. 98-473, title II, §§218(a)(5), 235(a)(1), (b)(1), Oct. 12, 1984, 98 Stat. 2027, 2031, 2032, subject to remaining effective for five years after Nov. 1, 1987, in certain circumstances.

AMENDMENTS

1988—Subsec. (c). Pub. L. 100-690 substituted “4215” for “4216”.

1986—Subsec. (a). Pub. L. 99-646 substituted “probationers or parolees, as the case may be” for “parolees”.

§ 3523. Civil judgments

(a) If a person provided protection under this chapter is named as a defendant in a civil cause of action arising prior to or during the period in which the protection is provided, process in the civil proceeding may be served upon that person or an agent designated by that person for that purpose. The Attorney General shall make reasonable efforts to serve a copy of the process upon the person protected at the person’s last known address. The Attorney General shall notify the plaintiff in the action whether such process has been served. If a judgment in such action is entered against that person the Attorney General shall determine whether the person has made reasonable efforts to comply with the judgment. The Attorney General shall take appropriate steps to urge the person to comply with the judgment. If the Attorney General determines that the person has not made reasonable efforts to comply with the judgment, the Attorney General may, after considering the danger to the person and upon the request of the person holding the judgment disclose the iden-

¹ See References in Text note below.