

REPORTS ON ASSERTION OF CRIME VICTIMS' RIGHTS IN  
CRIMINAL CASES

Pub. L. 108-405, title I, §104(a), Oct. 30, 2004, 118 Stat. 2265, provided that: "Not later than 1 year after the date of enactment of this Act [Oct. 30, 2004] and annually thereafter, the Administrative Office of the United States Courts, for each Federal court, shall report to Congress the number of times that a right established in chapter 237 of title 18, United States Code, is asserted in a criminal case and the relief requested is denied and, with respect to each such denial, the reason for such denial, as well as the number of times a mandamus action is brought pursuant to chapter 237 of title 18, and the result reached."

**PART III—PRISONS AND PRISONERS**

| Chap.         |  | Sec.        |
|---------------|--|-------------|
| <b>301.</b>   | <b>General provisions .....</b>                          | <b>4001</b> |
| <b>303.</b>   | <b>Bureau of Prisons .....</b>                           | <b>4041</b> |
| <b>305.</b>   | <b>Commitment and transfer .....</b>                     | <b>4081</b> |
| <b>306.</b>   | <b>Transfer to or from foreign coun-<br/>tries .....</b> | <b>4100</b> |
| <b>307.</b>   | <b>Employment .....</b>                                  | <b>4121</b> |
| <b>[309.]</b> | <b>Repealed.]</b>  |             |
| <b>[311.]</b> | <b>Repealed.]</b>  |             |
| <b>313.</b>   | <b>Offenders with mental disease or<br/>defect .....</b> | <b>4241</b> |
| <b>[314.]</b> | <b>Repealed.]</b>  |             |
| <b>315.</b>   | <b>Discharge and release payments ....</b>               | <b>4281</b> |
| <b>317.</b>   | <b>Institutions for women .....</b>                      | <b>4321</b> |
| <b>319.</b>   | <b>National Institute of Corrections ...</b>             | <b>4351</b> |

AMENDMENTS

1990—Pub. L. 101-647, title XXXV, §3597, Nov. 29, 1990, 104 Stat. 4931, added items 306 and 319.

1984—Pub. L. 98-473, title II, §218(d), Oct. 12, 1984, 98 Stat. 2027, in items 309, 311, and 314 substituted "Repealed" for "Good time allowances", "Parole", and "Narcotic addicts", respectively.

Pub. L. 98-473, title II, §403(b), Oct. 12, 1984, 98 Stat. 2067, substituted "Offenders with mental disease or defect" for "Mental defectives" in item 313.

1966—Pub. L. 89-793, title VI, §603, Nov. 8, 1966, 80 Stat. 1450, added item 314.

**CHAPTER 301—GENERAL PROVISIONS**

| Sec.  |   |
|-------|---|
| 4001. | Limitation on detention; control of prisons.                    |
| 4002. | Federal prisoners in State institutions; employment.            |
| 4003. | Federal institutions in States without appropriate facilities.  |
| 4004. | Oaths and acknowledgments.                                      |
| 4005. | Medical relief; expenses.                                       |
| 4006. | Subsistence for prisoners.                                      |
| 4007. | Expenses of prisoners.  |
| 4008. | Transportation expenses.  |
| 4009. | Appropriations for sites and buildings.                         |
| 4010. | Acquisition of additional land.                                 |
| 4011. | Disposition of cash collections for meals, laundry, etc.        |
| 4012. | Summary seizure and forfeiture of prison contraband.            |
| 4013. | Support of United States prisoners in non-Federal institutions. |
| 4014. | Testing for human immunodeficiency virus.                       |

AMENDMENTS

1998—Pub. L. 105-370, §2(b), Nov. 12, 1998, 112 Stat. 3375, added item 4014.

1988—Pub. L. 100-690, title VII, §7608(d)(2), Nov. 18, 1988, 102 Stat. 4517, added item 4013.

1984—Pub. L. 98-473, title II, §1109(e), Oct. 12, 1984, 98 Stat. 2148, added item 4012.

1971—Pub. L. 92-128, §1(c), Sept. 25, 1971, 85 Stat. 347, substituted "Limitation on detention; control of prisons" for "Control by Attorney General" in item 4001.

1966—Pub. L. 89-554, §3(e), Sept. 6, 1966, 80 Stat. 610, added items 4010 and 4011.

**§ 4001. Limitation on detention; control of prisons**

(a) No citizen shall be imprisoned or otherwise detained by the United States except pursuant to an Act of Congress.

(b)(1) The control and management of Federal penal and correctional institutions, except military or naval institutions, shall be vested in the Attorney General, who shall promulgate rules for the government thereof, and appoint all necessary officers and employees in accordance with the civil-service laws, the Classification Act, as amended, and the applicable regulations.

(2) The Attorney General may establish and conduct industries, farms, and other activities and classify the inmates; and provide for their proper government, discipline, treatment, care, rehabilitation, and reformation.

(June 25, 1948, ch. 645, 62 Stat. 847; Pub. L. 92-128, §1(a), (b), Sept. 25, 1971, 85 Stat. 347.)

HISTORICAL AND REVISION NOTES

Based on title 18, U.S.C., 1934 ed., §§741 and 753e (Mar. 3, 1891, ch. 529, §§1, 4, 26 Stat. 839; May 14, 1930, ch. 274, §6, 46 Stat. 326).

This section consolidates said sections 741 and 753e with such changes of language as were necessary to effect consolidation.

"The Classification Act, as amended," was inserted more clearly to express the existing procedure for appointment of officers and employees as noted in letter of the Director of Bureau of Prisons, June 19, 1944.

REFERENCES IN TEXT

The Classification Act, as amended, referred to in subsec. (b)(1), originally was the Classification Act of 1923, Mar. 4, 1923, ch. 265, 42 Stat. 1488, which was repealed by section 1202 of the Classification Act of 1949, Oct. 28, 1949, ch. 782, 63 Stat. 972. Section 1106(a) of the 1949 Act provided that references in other laws to the Classification Act of 1923 shall be held and considered to mean the Classification Act of 1949. The Classification Act of 1949 was in turn repealed by Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 632, and reenacted by the first section thereof as chapter 51 and subchapter III of chapter 53 of Title 5.

AMENDMENTS

1971—Pub. L. 92-128, §1(b), substituted "Limitation on detention; control of prisons" for "Control by Attorney General" in section catchline.

Subsec. (a). Pub. L. 92-128, §1(a), added subsec. (a).

Subsec. (b). Pub. L. 92-128, §1(a), designated existing first and second pars. as pars. (1) and (2) of subsec. (b).

SHORT TITLE OF 2000 AMENDMENT

Pub. L. 106-294, §1, Oct. 12, 2000, 114 Stat. 1038, provided that: "This Act [enacting section 4048 of this title and amending section 4013 of this title] may be cited as the 'Federal Prisoner Health Care Copayment Act of 2000'."

SHORT TITLE OF 1998 AMENDMENT

Pub. L. 105-370, §1, Nov. 12, 1998, 112 Stat. 3374, provided that: "This Act [enacting section 4014 of this title and provisions set out as a note under section 4042 of this title] may be cited as the 'Correction Officers Health and Safety Act of 1998'."

PLACEMENT OF CERTAIN PERSONS IN PRIVATELY  
OPERATED PRISONS

Pub. L. 106-553, §1(a)(2) [title I, §114, formerly §115], Dec. 21, 2000, 114 Stat. 2762, 2762A-68; renumbered §114,