

imposed on or after the date of enactment of the Justice for Victims of Trafficking Act of 2015 shall not cease until the assessment is paid in full.

(h) HEALTH OR MEDICAL SERVICES.—

(1) TRANSFER OF FUNDS.—From amounts appropriated under subparagraphs (E) and (F) of section 10503(b)(1) of the Patient Protection and Affordable Care Act (42 U.S.C. 254b-2(b)(1)), there shall be transferred to the Fund an amount equal to the amount transferred under subsection (d) for each fiscal year, except that the amount transferred under this paragraph shall not be less than \$5,000,000 or more than \$30,000,000 in each such fiscal year, and such amounts shall remain available until expended.

(2) USE OF FUNDS.—The Attorney General, in coordination with the Secretary of Health and Human Services, shall use amounts transferred to the Fund under paragraph (1) to award grants that may be used for the provision of health care or medical items or services to victims of trafficking under—

(A) sections 202, 203, and 204 of the Trafficking Victims Protection Reauthorization Act of 2005 (42 U.S.C. 14044a, 14044b, and 14044c);¹

(B) subsections (b)(2) and (f) of section 107 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7105); and

(C) section 214(b) of the Victims of Child Abuse Act of 1990 (42 U.S.C. 13002(b)).¹

(3) GRANTS.—Of the amounts in the Fund used under paragraph (1), not less than \$2,000,000, if such amounts are available in the Fund during the relevant fiscal year, shall be used for grants to provide services for child pornography victims and child victims of a severe form of trafficking (as defined in section 103 of the Victims of Trafficking and Violence Protection Act of 2000 (22 U.S.C. 7102)) under section 214(b) of the Victims of Child Abuse Act of 1990 (42 U.S.C. 13002(b)).¹

(4) APPLICATION OF PROVISION.—The application of the provisions of section 221(c) of the Medicare Access and CHIP Reauthorization Act of 2015 and section 50901(e) of the Advancing Chronic Care, Extenders, and Social Services Act shall continue to apply to the amounts transferred pursuant to paragraph (1).

(Added and amended Pub. L. 114-22, title I, § 101(a), title IX, § 905, May 29, 2015, 129 Stat. 228, 266; Pub. L. 115-96, div. C, title I, § 3101(e), Dec. 22, 2017, 131 Stat. 2049; Pub. L. 115-123, div. E, title IX, § 50901(f), Feb. 9, 2018, 132 Stat. 289; Pub. L. 115-392, § 2(b), Dec. 21, 2018, 132 Stat. 5250.)

REFERENCES IN TEXT

The date of enactment of the Justice for Victims of Trafficking Act of 2015, referred to in subssecs. (a) and (g), is the date of enactment of Pub. L. 114-22, which was approved May 29, 2015.

Sections 202, 203, and 204 of the Trafficking Victims Protection Reauthorization Act of 2005, referred to in subssecs. (e)(1)(A) and (h)(2)(A), are sections 202, 203, and 204 of Pub. L. 109-164, which were classified to sections 14044a, 14044b, and 14044c, respectively, of Title 42, The Public Health and Welfare, prior to editorial reclassification as sections 20702, 20703, and 20705, respectively, of Title 34, Crime Control and Law Enforcement.

Section 214(b) of the Victims of Child Abuse Act of 1990, referred to in subssecs. (e)(1)(C) and (h)(2)(C), (3), is section 214(b) of title II of Pub. L. 101-647, which was classified to section 13002(b) of Title 42, The Public Health and Welfare, prior to editorial reclassification as section 20304(b) of Title 34, Crime Control and Law Enforcement.

Section 106 of the PROTECT Our Children Act of 2008, referred to in subsec. (e)(1)(D), is section 106 of Pub. L. 110-401, which was classified to section 17616 of Title 42, The Public Health and Welfare, prior to editorial reclassification as section 21116 of Title 34, Crime Control and Law Enforcement.

Section 221 of the Medicare Access and CHIP Reauthorization Act of 2015, referred to in subsec. (h)(1), (4), is section 221 of Pub. L. 114-10, title II, Apr. 16, 2015, 129 Stat. 154. Section 221(a)(1) of the Act amended section 254b-2(b)(1)(E) of Title 42, The Public Health and Welfare. Section 221(c) of the Act provided for a condition on certain appropriations and is not classified to the Code.

Section 50901(e) of the Advancing Chronic Care, Extenders, and Social Services Act, referred to in subsec. (h)(4), is section 50901(e) of Pub. L. 115-123, div. E, title IX, Feb. 9, 2018, 132 Stat. 289. Section 50901(e) of the Act related to application of amounts appropriated pursuant to that section and is not classified to the Code.

AMENDMENTS

2018—Subsec. (a). Pub. L. 115-392, § 2(b)(1), substituted “September 30, 2021” for “September 30, 2019” in introductory provisions.

Subsec. (e)(1). Pub. L. 115-392, § 2(b)(2), substituted “2023” for “2019” in introductory provisions.

Subsec. (f). Pub. L. 115-392, § 2(b)(3), inserted “, including the mandatory imposition of civil remedies for satisfaction of an unpaid fine as authorized under section 3613, where appropriate” after “criminal cases”.

Subsec. (h)(3). Pub. L. 115-392, § 2(b)(4), inserted “and child victims of a severe form of trafficking (as defined in section 103 of the Victims of Trafficking and Violence Protection Act of 2000 (22 U.S.C. 7102))” after “child pornography victims”.

Subsec. (h)(4). Pub. L. 115-123 substituted “and section 50901(e) of the Advancing Chronic Care, Extenders, and Social Services Act” for “and section 3101(d) of the CHIP and Public Health Funding Extension Act”.

2017—Subsec. (h)(1). Pub. L. 115-96, § 3101(e)(1), substituted “subparagraphs (E) and (F) of section 10503(b)(1) of the Patient Protection and Affordable Care Act (42 U.S.C. 254b-2(b)(1))” for “section 10503(b)(1)(E) of the Patient Protection and Affordable Care Act (42 U.S.C. 254b-2(b)(1)(E)), as amended by section 221 of the Medicare Access and CHIP Reauthorization Act of 2015”.

Subsec. (h)(4). Pub. L. 115-96, § 3101(e)(2), inserted “and section 3101(d) of the CHIP and Public Health Funding Extension Act” after “section 221(c) of the Medicare Access and CHIP Reauthorization Act of 2015”.

2015—Subsec. (e)(1)(D). Pub. L. 114-22, § 905, added subpar. (D).

CHAPTER 203—ARREST AND COMMITMENT

Sec.	
3041.	Power of courts and magistrates.
3042.	Extraterritorial jurisdiction.
[3043.]	Repealed.]
3044.	Complaint—Rule.
3045.	Internal revenue violations.
3046.	Warrants or summons—Rule. ¹
3047.	Multiple warrants unnecessary.
3048.	Commitment to another district; removal—Rule.
3049.	Warrant for removal.

¹ So in original. Does not conform to section catchline.

- 3050. Bureau of Prisons employees' powers.
- 3051. Powers of Special Agents of Bureau of Alcohol, Tobacco, Firearms, and Explosives²
- 3052. Powers of Federal Bureau of Investigation.
- 3053. Powers of marshals and deputies.
- [3054. Repealed.]
- 3055. Officers' powers to suppress Indian liquor traffic.
- 3056. Powers, authorities, and duties of United States Secret Service.
- 3056A. Powers, authorities, and duties of United States Secret Service Uniformed Division.
- 3057. Bankruptcy investigations.
- 3058. Interned belligerent nationals.
- 3059. Rewards and appropriations therefor.³
- 3059A. Special rewards for information relating to certain financial institution offenses.³
- 3059B. General reward authority.³
- 3060. Preliminary examination.
- 3061. Investigative powers of Postal Service personnel.
- 3062. General arrest authority for violation of release conditions.
- 3063. Powers of Environmental Protection Agency.
- 3064. Powers of Federal Motor Carrier Safety Administration.

AMENDMENTS

2006—Pub. L. 109-177, title VI, § 605(b), Mar. 9, 2006, 120 Stat. 255, added item 3056A.

Pub. L. 109-162, title XI, § 1172(a), Jan. 5, 2006, 119 Stat. 3123, added item 3051.

2005—Pub. L. 109-59, title IV, § 4143(c)(2), Aug. 10, 2005, 119 Stat. 1748, added item 3064.

1996—Pub. L. 104-294, title VI, § 605(n), Oct. 11, 1996, 110 Stat. 3510, added item 3059B.

1994—Pub. L. 103-322, title XXXIII, § 330010(18), Sept. 13, 1994, 108 Stat. 2144, inserted a period at end of item 3059A.

1990—Pub. L. 101-647, title XXXV, § 3570, Nov. 29, 1990, 104 Stat. 4928, struck out item 3054 "Officer's powers involving animals and birds".

Pub. L. 101-647, title XXV, § 2587(b), Nov. 29, 1990, 104 Stat. 4905, as amended, effective as of date section 2587(b) of Pub. L. 101-647 took effect, by Pub. L. 103-322, title XXXIII, § 330011(a), Sept. 13, 1994, 108 Stat. 2144, added item 3059A.

1988—Pub. L. 100-690, title VI, § 6251(b), Nov. 18, 1988, 102 Stat. 4362, substituted "Investigative powers of Postal Service personnel" for "Powers of postal personnel" in item 3061.

Pub. L. 100-582, § 4(b), Nov. 1, 1988, 102 Stat. 2959, added item 3063.

1984—Pub. L. 98-587, § 1(b), Oct. 30, 1984, 98 Stat. 3111, substituted "Powers, authorities, and duties of United States Secret Service" for "Secret Service powers" in item 3056.

Pub. L. 98-473, title II, § 204(e), Oct. 12, 1984, 98 Stat. 1986, substituted "Repealed" for "Security of the peace and good behavior" in item 3043 and added item 3062.

1970—Pub. L. 91-375, § 6(j)(38)(B), Aug. 12, 1970, 84 Stat. 782, substituted "postal personnel" for "postal inspectors" in item 3061.

1968—Pub. L. 90-578, title III, § 303(b), Oct. 17, 1968, 82 Stat. 1118, struck out reference to "Rule" in item 3060.

Pub. L. 90-560, § 5(b), Oct. 12, 1968, 82 Stat. 998, added item 3061.

1951—Act Oct. 31, 1951, ch. 655, § 56(f), 65 Stat. 729, struck out item 3051 "Extradition agent's powers".

§ 3041. Power of courts and magistrates

For any offense against the United States, the offender may, by any justice or judge of the United States, or by any United States mag-

istrate judge, or by any chancellor, judge of a supreme or superior court, chief or first judge of the common pleas, mayor of a city, justice of the peace, or other magistrate, of any state where the offender may be found, and at the expense of the United States, be arrested and imprisoned or released as provided in chapter 207 of this title, as the case may be, for trial before such court of the United States as by law has cognizance of the offense. Copies of the process shall be returned as speedily as may be into the office of the clerk of such court, together with the recognizances of the witnesses for their appearances to testify in the case.

A United States judge or magistrate judge shall proceed under this section according to rules promulgated by the Supreme Court of the United States. Any state judge or magistrate acting hereunder may proceed according to the usual mode of procedure of his state but his acts and orders shall have no effect beyond determining, pursuant to the provisions of section 3142 of this title, whether to detain or conditionally release the prisoner prior to trial or to discharge him from arrest.

(June 25, 1948, ch. 645, 62 Stat. 815; Pub. L. 89-465, § 5(a), June 22, 1966, 80 Stat. 217; Pub. L. 90-578, title III, § 301(a)(1), (3), Oct. 17, 1968, 82 Stat. 1115; Pub. L. 98-473, title II, § 204(a), Oct. 12, 1984, 98 Stat. 1985; Pub. L. 101-650, title III, § 321, Dec. 1, 1990, 104 Stat. 5117.)

HISTORICAL AND REVISION NOTES

Based on title 18, U.S.C., 1940 ed., § 591 (R.S. § 1014; May 28, 1896, ch. 252, § 19, 29 Stat. 184; Mar. 2, 1901, ch. 814, 31 Stat. 956).

This section was completely rewritten to omit all provisions superseded by Federal Rules of Criminal Procedure, rules 3, 4, 5, 40 and 54(a) which prescribed the procedure for preliminary proceedings and examinations before United States judges and commissioners and for removal proceedings but not for preliminary examinations before State magistrates.

AMENDMENTS

1984—Pub. L. 98-473 substituted "determining, pursuant to the provisions of section 3142 of this title, whether to detain or conditionally release the prisoner prior to trial" for "determining to hold the prisoner for trial".

1968—Pub. L. 90-578 substituted "United States magistrate" and "magistrate" for "United States commissioner" and "commissioner", respectively.

1966—Pub. L. 89-465 substituted "or released as provided in chapter 207 of this title" for "or bailed".

CHANGE OF NAME

"United States magistrate judge" substituted for "United States magistrate" in text pursuant to section 321 of Pub. L. 101-650, set out as a note under section 631 of Title 28, Judiciary and Judicial Procedure.

EFFECTIVE DATE OF 1968 AMENDMENT

Amendment by Pub. L. 90-578 effective Oct. 17, 1968, except when a later effective date is applicable, which is the earlier of date when implementation of amendment by appointment of magistrates [now United States magistrate judges] and assumption of office takes place or third anniversary of enactment of Pub. L. 90-578 on Oct. 17, 1968, see section 403 of Pub. L. 90-578, set out as a note under section 631 of Title 28, Judiciary and Judicial Procedure.

EFFECTIVE DATE OF 1966 AMENDMENT

Amendment by Pub. L. 89-465 effective ninety days after June 22, 1966, see section 6 of Pub. L. 89-465, set

²So in original. Probably should be followed by a period.

³Section repealed by Pub. L. 107-273 without corresponding amendment of chapter analysis.