

with biological evidence that is required to be preserved under this section with the intent to prevent that evidence from being subjected to DNA testing or prevent the production or use of that evidence in an official proceeding, shall be fined under this title, imprisoned for not more than 5 years, or both.

(g) HABEAS CORPUS.—Nothing in this section shall provide a basis for relief in any Federal habeas corpus proceeding.

(Added Pub. L. 108-405, title IV, §411(a)(1), Oct. 30, 2004, 118 Stat. 2283; amended Pub. L. 114-324, §11(b), Dec. 16, 2016, 130 Stat. 1957.)

REFERENCES IN TEXT

The date of enactment of the Innocence Protection Act of 2004, referred to in subsec. (e), is the date of enactment of Pub. L. 108-405, which was approved Oct. 30, 2004.

AMENDMENTS

2016—Subsec. (a). Pub. L. 114-324, §11(b)(1), substituted “sentenced to” for “under a sentence of”.

Subsec. (c). Pub. L. 114-324, §11(b)(2), redesignated pars. (3) to (5) as (1) to (3), respectively, and struck out former pars. (1) and (2) which read as follows:

“(1) a court has denied a request or motion for DNA testing of the biological evidence by the defendant under section 3600, and no appeal is pending;

“(2) the defendant knowingly and voluntarily waived the right to request DNA testing of the biological evidence in a court proceeding conducted after the date of enactment of the Innocence Protection Act of 2004;”.

CHAPTER 229—POSTSENTENCE ADMINISTRATION

Table with 2 columns: Subchapter and Sec.1. Rows include A. Probation (3601), B. Fines (3611), C. Imprisonment (3621), and D. Risk and Needs Assessment (3631).

PRIOR PROVISIONS

A prior chapter 229 (§3611 et seq.) was repealed (except sections 3611, 3612, 3615, 3617 to 3620 which were renumbered sections 3665 to 3671, respectively), by Pub. L. 98-473, title II, §§212(a)(1), (2), 235(a)(1), Oct. 12, 1984, 98 Stat. 1987, 2031, as amended, effective Nov. 1, 1987, and applicable only to offenses committed after the taking effect of such repeal. See Effective Date note set out under section 3551 of this title.

- Section 3611 renumbered section 3665 of this title.
Section 3612 renumbered section 3666 of this title.
Section 3613, act June 25, 1948, ch. 645, 62 Stat. 840, related to fines for setting grass and timber fires.
Section 3614, act June 25, 1948, ch. 645, 62 Stat. 840, related to fine for seduction.
Section 3615 renumbered section 3667 of this title.
Section 3616, act June 25, 1948, ch. 645, 62 Stat. 840, authorized use of confiscated vehicles by narcotics agents and payment of costs of acquisition, maintenance, repair, and operation thereof, prior to repeal by Pub. L. 91-513, title III, §1101(b)(2)(A), Oct. 27, 1970, 84 Stat. 1292.
Section 3617 renumbered section 3668 of this title.
Section 3618 renumbered section 3669 of this title.
Section 3619 renumbered section 3670 of this title.
Section 3620 renumbered section 3671 of this title.
Section 3621, added Pub. L. 98-596, §6(a), Oct. 30, 1984, 98 Stat. 3136, related to criminal default on fine.
Section 3622, added Pub. L. 98-596, §6(a), Oct. 30, 1984, 98 Stat. 3136, related to factors relating to imposition of fines.

1 Editorially supplied.

2 So in original. Does not conform to subchapter heading.

Section 3623, added Pub. L. 98-596, §6(a), Oct. 30, 1984, 98 Stat. 3137, related to alternative fines.

Section 3624, added Pub. L. 98-596, §6(a), Oct. 30, 1984, 98 Stat. 3138, related to security for stayed fine.

AMENDMENTS

2018—Pub. L. 115-391, title I, §101(b), Dec. 21, 2018, 132 Stat. 5208, added item for subchapter D.

SUBCHAPTER A—PROBATION

SUBCHAPTER A—PROBATION¹

Table with 2 columns: Sec. and description. Rows include 3601. Supervision of probation, 3602. Appointment of probation officers, 3603. Duties of probation officers, 3604. Transportation of a probationer, 3605. Transfer of jurisdiction over a probationer, 3606. Arrest and return of a probationer, 3607. Special probation and expungement procedures for drug possessors, 3608. Drug testing of Federal offenders on post-conviction release.

AMENDMENTS

1994—Pub. L. 103-322, title II, §20414(a)(2), title XXXIII, §330010(3), Sept. 13, 1994, 108 Stat. 1830, 2143, transferred analysis of this subchapter to follow heading for this subchapter and added item 3608.

1990—Pub. L. 101-647, title XXXV, §3590, Nov. 29, 1990, 104 Stat. 4930, substituted “possessors” for “possessor” in item 3607.

§ 3601. Supervision of probation

A person who has been sentenced to probation pursuant to the provisions of subchapter B of chapter 227, or placed on probation pursuant to the provisions of chapter 403, or placed on supervised release pursuant to the provisions of section 3583, shall, during the term imposed, be supervised by a probation officer to the degree warranted by the conditions specified by the sentencing court.

(Added Pub. L. 98-473, title II, §212(a)(2), Oct. 12, 1984, 98 Stat. 2001.)

EFFECTIVE DATE

Section effective Nov. 1, 1987, and applicable only to offenses committed after the taking effect of this section, see section 235(a)(1) of Pub. L. 98-473, set out as a note under section 3551 of this title.

SHORT TITLE OF 1996 AMENDMENT

Pub. L. 104-134, title I, §101[(a)] [title VIII, §801], Apr. 26, 1996, 110 Stat. 1321, 1321-66; renumbered title I, Pub. L. 104-140, §1(a), May 2, 1996, 110 Stat. 1327, provided that: “This title [enacting sections 1915A and 1932 of Title 28, Judiciary and Judicial Procedure, amending sections 3624 and 3626 of this title, section 523 of Title 11, Bankruptcy, sections 1346 and 1915 of Title 28, and sections 1997a to 1997c, 1997e, and 1997h of Title 42, The Public Health and Welfare, enacting provisions set out as notes under section 3626 of this title, and repealing provisions set out as a note under section 3626 of this title] may be cited as the ‘Prison Litigation Reform Act of 1995’.”

POST INCARCERATION VOCATIONAL AND REMEDIAL EDUCATIONAL OPPORTUNITIES FOR INMATES

Pub. L. 107-273, div. B, title II, §2411, Nov. 2, 2002, 116 Stat. 1799, provided that:

“(a) FEDERAL REENTRY CENTER DEMONSTRATION.—“(1) AUTHORITY AND ESTABLISHMENT OF DEMONSTRATION PROJECT.—The Attorney General, in consulta-

1 So in original. Probably should not appear.