

classification of this Act to the Code, see Short Title of 2008 Act note set out under section 10101 of Title 34, Crime Control and Law Enforcement, and Tables.

AMENDMENTS

2011—Pub. L. 111-350 substituted “section 6101(b) to (d) of title 41” for “section 3709 of the Revised Statutes of the United States” in seventh undesignated par.

2008—Pub. L. 110-406, §15(b)(2), which directed insertion of “to expend funds or” after “He shall also have the authority” in fourth sentence of seventh undesignated par., was executed by making the insertion after “He also shall have the authority” to reflect the probable intent of Congress.

Pub. L. 110-406, §15(b)(1), substituted “negotiate and award contracts identified in this paragraph” for “negotiate and award such contracts” in third sentence of seventh undesignated par.

Pub. L. 110-199 inserted last sentence of seventh undesignated par.

1987—Pub. L. 100-182, §20(1), amended seventh undesignated par. generally. Prior to amendment, seventh undesignated par. read as follows: “He shall have the authority to contract with any appropriate public or private agency or person for the detection of and care in the community of an offender who is an alcohol-dependent person, or an addict or a drug-dependent person within the meaning of section 2 of the Public Health Service Act (42 U.S.C. 201). This authority shall include the authority to provide equipment and supplies; testing; medical, educational, social, psychological, and vocational services; corrective and preventive guidance and training; and other rehabilitative services designed to protect the public and benefit the alcohol-dependent person, addict, or drug-dependent person by eliminating his dependence on alcohol or addicting drugs, or by controlling his dependence and his susceptibility to addiction. He may negotiate and award such contracts without regard to section 3709 of the Revised Statutes (41 U.S.C. 5).”

Pub. L. 100-182, §20(2), added ninth undesignated par.: “Whenever the court finds that funds are available for payment by or on behalf of a person furnished such services, training, or guidance, the court may direct that such funds be paid to the Director. Any moneys collected under this paragraph shall be used to reimburse the appropriations obligated and disbursed in payment for such services, training, or guidance.”

1986—Pub. L. 99-570 and Pub. L. 99-646 added substantially identical seventh and eighth undesignated pars. containing provision relating to authority to contract with any appropriate public or private agency or person for the detection of and care in the community of an offender who is an alcohol-dependent person, an addict, or a drug-dependent person and provision relating to payment for presentence studies and reports by qualified consultants and presentence examinations and reports by psychiatric and psychological examiners ordered by the court under section 3552(b) or (c).

1949—Act May 24, 1949, inserted in fifth par. of section “and direction” after “supervision”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1987 AMENDMENT

Amendment by Pub. L. 100-182 applicable with respect to offenses committed after Dec. 7, 1987, see section 26 of Pub. L. 100-182, set out as a note under section 3006A of this title.

EFFECTIVE DATE OF 1986 AMENDMENTS

Pub. L. 99-646, §18(b), Nov. 10, 1986, 100 Stat. 3596, provided that: “The amendment made by this section [amending this section] shall take effect on the date of the taking effect of such redesignation [section 3656 of this title renumbered section 3672 effective Nov. 1, 1987].”

Pub. L. 99-570, title I, §1861(b)(2), Oct. 27, 1986, 100 Stat. 3207-53, provided that: “The amendment made by

this section [probably should be “subsection”, amending this section] shall take effect on the date of the taking effect of such redesignation [section 3656 of this title renumbered section 3672 effective Nov. 1, 1987].”

CONSTRUCTION OF 2008 AMENDMENT

For construction of amendments by Pub. L. 110-199 and requirements for grants made under such amendments, see section 60504 of Title 34, Crime Control and Law Enforcement.

AUTHORIZATION OF APPROPRIATIONS

Pub. L. 95-537, §4(a), Oct. 27, 1978, 92 Stat. 2038, as amended by Pub. L. 98-236, §2, Mar. 20, 1984, 98 Stat. 66; Pub. L. 99-570, title I, §1861(d), Oct. 27, 1986, 100 Stat. 3207-53; Pub. L. 100-690, title VI, §6291, Nov. 18, 1988, 102 Stat. 4369; Pub. L. 101-421, §2, Oct. 12, 1990, 104 Stat. 909, authorized appropriations to carry out the purposes of Pub. L. 95-537 and the seventh par. of this section for the fiscal year ending Sept. 30, 1980, to the fiscal year ending Sept. 30, 1992.

Statutory Notes and Executive Documents

INCREASE IN COMPENSATION RATES

Increase in compensation rates fixed under this section, see note under section 603 of Title 28, Judiciary and Judicial Procedure.

§ 3673. Definitions for sentencing provisions

As used in chapters 227 and 229—

(1) the term “found guilty” includes acceptance by a court of a plea of guilty or nolo contendere;

(2) the term “commission of an offense” includes the attempted commission of an offense, the consummation of an offense, and any immediate flight after the commission of an offense; and

(3) the term “law enforcement officer” means a public servant authorized by law or by a government agency to engage in or supervise the prevention, detection, investigation, or prosecution of an offense.

(Added Pub. L. 98-473, title II, §212(a)(4), Oct. 12, 1984, 98 Stat. 2010; amended Pub. L. 99-646, §2(a), Nov. 10, 1986, 100 Stat. 3592.)

Editorial Notes

AMENDMENTS

1986—Pub. L. 99-646 redesignated pars. (a) to (c) as (1) to (3), respectively, and inserted “the term” after “(1)”, “(2)”, and “(3)”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1986 AMENDMENT

Pub. L. 99-646, §2(b), Nov. 10, 1986, 100 Stat. 3592, provided that: “The amendments made by this section [amending this section] shall take effect on the date of the taking effect of section 3673 of title 18, United States Code [Nov. 1, 1987].”

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.

CHAPTER 232A—SPECIAL FORFEITURE OF COLLATERAL PROFITS OF CRIME

Sec.

3681. Order of special forfeiture.