

- Sec.
4049. Officers and employees of the Bureau of Prisons authorized to carry oleoresin capsicum spray.
4050. Secure firearms storage.
4051. Treatment of primary caretaker parents and other individuals.

Editorial Notes

AMENDMENTS

2022—Pub. L. 117–103, div. W, title X, § 1001(e), Mar. 15, 2022, 136 Stat. 914, added item 4051.
2018—Pub. L. 115–391, title II, § 202(b), Dec. 21, 2018, 132 Stat. 5217, added item 4050.
2016—Pub. L. 114–133, § 2(b), Mar. 9, 2016, 130 Stat. 297, added item 4049.
2000—Pub. L. 106–294, § 2(b), Oct. 12, 2000, 114 Stat. 1040, added item 4048.
1994—Pub. L. 103–322, title II, § 20402(b), Sept. 13, 1994, 108 Stat. 1825, added item 4047.
1990—Pub. L. 101–647, title XXX, § 3001(b), Nov. 29, 1990, 104 Stat. 4915, added item 4046.
1986—Pub. L. 99–646, § 67(b), Nov. 10, 1986, 100 Stat. 3616, added items 4044 and 4045.
1982—Pub. L. 97–258, § 2(d)(4)(A), Sept. 13, 1982, 96 Stat. 1059, added item 4043.

§ 4041. Bureau of Prisons; director and employees

The Bureau of Prisons shall be in charge of a director appointed by and serving directly under the Attorney General. The Attorney General may appoint such additional officers and employees as he deems necessary.

(June 25, 1948, ch. 645, 62 Stat. 849; Pub. L. 107–273, div. A, title III, § 302(1), Nov. 2, 2002, 116 Stat. 1781.)

HISTORICAL AND REVISION NOTES

Based on title 18, U.S.C., 1940 ed., § 753 (May 14, 1930, ch. 274, § 1, 46 Stat. 325).

The entire second sentence was omitted as executed. All powers and authority originally vested in the former Superintendent of Prisons are now possessed by the Bureau of Prisons.

Minor changes of phraseology were made.

Editorial Notes

AMENDMENTS

2002—Pub. L. 107–273 struck out “at a salary of \$10,000 a year” after “under the Attorney General”.

Statutory Notes and Related Subsidiaries

AUGMENTATION

Pub. L. 118–71, § 2(c), July 25, 2024, 138 Stat. 1501, provided that: “On and after the effective date of this Act [see Effective Date of 2024 Amendment note set out under section 413 of Title 5, Government Organization and Employees], the Bureau of Prisons shall implement the directive in the second sentence on the topic ‘Augmentation’ in the matter under the heading ‘SALARIES AND EXPENSES’ under the heading ‘FEDERAL PRISON SYSTEM’ in the joint explanatory statement accompanying Public Law 117–328 [set forth in House Appropriations Committee Print 117th Congress, Book 1—Consolidated Appropriations Act, 2023, div. B, p. 296].”

COMPENSATION OF DIRECTOR

Compensation of Director, see section 5315 of Title 5, Government Organization and Employees.

§ 4042. Duties of Bureau of Prisons

(a) IN GENERAL.—The Bureau of Prisons, under the direction of the Attorney General, shall—

(1) have charge of the management and regulation of all Federal penal and correctional institutions;

(2) provide suitable quarters and provide for the safekeeping, care, and subsistence of all persons charged with or convicted of offenses against the United States, or held as witnesses or otherwise;

(3) provide for the protection, instruction, and discipline of all persons charged with or convicted of offenses against the United States;

(4) provide technical assistance to State, tribal, and local governments in the improvement of their correctional systems;

(5) provide notice of release of prisoners in accordance with subsections (b) and (c);

(6) establish prerelease planning procedures that help prisoners—

(A) apply for Federal and State benefits upon release (including Social Security benefits, and veterans’ benefits);

(B) obtain identification, including a social security card, driver’s license or other official photo identification, and a birth certificate; and

(C) secure such identification and benefits prior to release from a sentence to a term of imprisonment in a Federal prison or if the individual was not sentenced to a term of imprisonment in a Federal prison, prior to release from a sentence to a term of community confinement, subject to any limitations in law; and

(7) establish reentry planning procedures that include providing Federal prisoners with information in the following areas:

(A) Health and nutrition.

(B) Employment.

(C) Literacy and education.

(D) Personal finance and consumer skills.

(E) Community resources.

(F) Personal growth and development.

(G) Release requirements and procedures.

(b) NOTICE OF RELEASE OF PRISONERS.—(1) At least 5 days prior to the date on which a prisoner described in paragraph (3) is to be released on supervised release, or, in the case of a prisoner on supervised release, at least 5 days prior to the date on which the prisoner changes residence to a new jurisdiction, written notice of the release or change of residence shall be provided to the chief law enforcement officers of each State, tribal, and local jurisdiction in which the prisoner will reside. Notice prior to release shall be provided by the Director of the Bureau of Prisons. Notice concerning a change of residence following release shall be provided by the probation officer responsible for the supervision of the released prisoner, or in a manner specified by the Director of the Administrative Office of the United States Courts. The notice requirements under this subsection do not apply in relation to a prisoner being protected under chapter 224.

(2) A notice under paragraph (1) shall disclose—

(A) the prisoner’s name;

(B) the prisoner’s criminal history, including a description of the offense of which the prisoner was convicted; and