TITLE 42—THE PUBLIC HEALTH AND WELFARE

Chap. ...Sec.
1. The Public Health Service [Mostly Repealed or Omitted, See Chapter 6A] ...1
   1A. The Public Health Service; Supplemental Provisions [Transferred or Omitted] ...71
2. Sanitation and Quarantine ...81
3. Leprosy [Repealed] ...121
3A. Cancer [Repealed] ...137
4. Viruses, Serums, Toxins, Antitoxins, etc. [Repealed] ...141
5. Maternity and Infancy Welfare and Hygiene [Repealed] ...161
6. The Children’s Bureau ...191
6A. Public Health Service ...201
7. Social Security ...301
7A. Temporary Unemployment Compensation Program [Omitted] ...1400
8. Low-Income Housing ...1401
8A. Slum Clearance, Urban Renewal, and Farm Housing ...1441
8B. Public Works or Facilities [Omitted] ...1491
8C. Open-Space Land [Omitted or Repealed] ...1500
9. Housing of Persons Engaged in National Defense ...1501
10. Federal Security Agency [Transferred or Omitted] ...1601
11. Compensation for Disability or Death to Persons Employed at Military, Air, and Naval Bases Outside United States ...1651
12. Compensation for Injury, Death, or Detention of Employees of Contractors with United States Outside United States ...1701
13. School Lunch Programs ...1751
13A. Child Nutrition ...1771
14. Development and Control of Atomic Energy [Transferred to Chapter 23] ...1801
15. Disaster Relief [Repealed] ...1851
15A. Reciprocal Fire Protection Agreements ...1856
15B. Air Pollution Control [Transferred or Repealed] ...1857
16. National Science Foundation ...1861
16A. Grants for Support of Scientific Research [Repealed] ...1891
16B. Contracts for Scientific and Technological Research ...1900
17. Federal Employment Service [Transferred] ...1901
18. Youth Medals ...1921
19. Saline and Salt Waters [Repealed, Omitted, or Transferred] ...1951
19A. Water Resources Research Program [Repealed] ...1961
19B. Water Resources Planning ...1962
20. Elective Franchise ...1971
20A. Civil Rights Commission ...1975
21. Civil Rights ...1981
21A. Privacy Protection ...2000aa
21B. Religious Freedom Restoration ...2000bb
21C. Protection of Religious Exercise in Land Use and by Institutionalized Persons ...2000cc
21D. Detainee Treatment ...2000dd
21E. Privacy and Civil Liberties Protection and Oversight ...2000ee
21F. Prohibiting Employment Discrimination on the Basis of Genetic Information ...2000ff
22. Indian Hospitals and Health Facilities ...2001
23. Development and Control of Atomic Energy ...2011
24. Disposal of Atomic Energy Communities ...2301
25. Federal Flood Insurance ...2401
26. National Space Program [Repealed, Omitted, or Transferred] ...2451
26A. National Space Grant College and Fellowship Program [Repealed or Transferred] ...2486
26B. Biomedical Research in Space [Repealed or Transferred] ...2487
27. Loan Service of Captioned Films and Educational Media for Handicapped ...2491
28. Area Redevelopment Program [Omitted or Repealed] ...2501
29. Juvenile Delinquency and Youth Offenses Control [Omitted] ...2541
30. Manpower Development and Training Program [Repealed] ...2571
31. Public Works Acceleration Program ...2641
32. Third Party Liability for Hospital and Medical Care ...2651
33. Community Mental Health Centers [Omitted, Transferred, or Repealed] ...2661
34. Economic Opportunity Program ...2701
35. Programs for Older Americans ...3001
35A. Community Service Employment for Older Americans [Repealed] ...3061
36. Compensation of Condemnees in Development Programs [Repealed] ...3071
37. Community Facilities and Advance Land Acquisition ...3101
38. Public Works and Economic Development ...3121
39. Solid Waste Disposal [Omitted or Repealed, See Chapter 82] ...3251
40. Soil Information Assistance for Community Planning and Resource Development ...3271
41. Demonstration Cities and Metropolitan Development Program ...3301
42. Narcotic Addict Rehabilitation ...3401
43. Department of Health and Human Services ...3501
44. Department of Housing and Urban Development ...3531
45. Fair Housing ...3601
46. Justice System Improvement ...3701
47. Juvenile Delinquency Prevention and Control [Omitted or Repealed] ...3801
48. Guarantees for Financing New Community Land Development [Repealed or Omitted] ...3901
49. National Housing Partnerships ...3931
50. National Flood Insurance ...4001
51. Design and Construction of Public Buildings To Accommodate Physically Handicapped ...4151
52. Intergovernmental Cooperation [Repealed, See Chapter 65 of Title 31] ...4201
52A. Joint Funding Simplification [Repealed] ...4251
53. Advisory Commission on Intergovernmental Relations ...4271
54. Cabinet Committee on Opportunities for Spanish-Speaking People [Omitted] ...4301
55. National Environmental Policy ...4321
56. Environmental Quality Improvement ...4371
57. Environmental Pollution Study ...4391
58. Disaster Relief [Repealed or Transferred] ...4401
59. National Urban Policy and New Community Development ...4501
60. Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Program ...4541
61. Uniform Relocation Assistance and Real Property Acquisition Policies for Federal and Federally Assisted Programs ...4601
62. Intergovernmental Personnel Program ...4701
63. Lead-Based Paint Poisoning Prevention ...4801
63A. Residential Lead-Based Paint Hazard Reduction ...4851
64. Public Service Employment Programs [Omitted] ...4871
65. Noise Control ...4901
66. Domestic Volunteer Services ...4950
67. Child Abuse Prevention and Treatment and Adoption Reform ...5101
68. Disaster Relief ...5121
69. Community Development ...5301
70. Manufactured Home Construction and Safety Standards ...5401
71. Solar Energy ...5501
72. Juvenile Justice and Delinquency Prevention ...5601
73. Development of Energy Sources ...5801
74. Nonnuclear Energy Research and Development ...5901
75. Programs for Individuals With Developmental Disabilities [Repealed] ...6000
76. Age Discrimination in Federally Assisted Programs ...6101
77. Energy Conservation ...6201
78. National Petroleum Reserve in Alaska ...6501
79. Science and Technology Policy, Organization and Priorities ...6601
80. Public Works Employment ...6701
81. Energy Conservation and Resource Renewal ...6801
82. Solid Waste Disposal ...6901
83. Energy Extension Service ...7001
84. Department of Energy ...7101
85. Air Pollution Prevention and Control ...7401
86. Earthquake Hazards Reduction ...7701
87. Water Research and Development [Repealed or Transferred] ...7801
88. Uranium Mill Tailings Radiation Control ...7901
89. Congregate Housing Services ...8001
90. Neighborhood and City Reinvestment, Self-Help and Revitalization ...8101
91. National Energy Conservation Policy ...8201
92. Powerplant and Industrial Fuel Use ...8301
93. Emergency Energy Conservation 8501
94. Low-Income Energy Assistance 8601
95. United States Synthetic Fuels Corporation [Omitted] 8701
96. Biomass Energy and Alcohol Fuels 8801
97. Acid Precipitation Program and Carbon Dioxide Study 8901
98. Ocean Thermal Energy Conversion Research and Development 9001
99. Ocean Thermal Energy Conversion 9101
100. Wind Energy Systems 9201
101. Magnetic Fusion Energy Engineering 9301
102. Mental Health Systems 9401
103. Comprehensive Environmental Response, Compensation, and Liability 9601
104. Nuclear Safety Research, Development, and Demonstration 9701
105. Community Services Programs 9801
106. Community Services Block Grant Program 9901
107. Consumer-Patient Radiation Health and Safety 10001
108. Nuclear Waste Policy 10101
109. Water Resources Research 10301
109A. Membrane Processes Research 10341
109B. Secure Water 10361
110. Family Violence Prevention and Services 10401
111. Emergency Federal Law Enforcement Assistance 10501
112. Victim Compensation and Assistance 10601
113. State Justice Institute 10701
114. Protection and Advocacy for Individuals With Mental Illness 10801
115. Child Development Associate Scholarship Assistance Program 10901
116. Emergency Planning and Community Right-To-Know 11001
117. Encouraging Good Faith Professional Review Activities 11101
118. Alzheimer’s Disease and Related Dementias Research 11201
119. Homeless Assistance 11301
120. Enterprise Zone Development 11501
121. International Child Abduction Remedies 11601
122. Native Hawaiian Health Care 11701
123. Drug Abuse Education and Prevention 11801
124. Public Housing Drug Elimination 11901
125. Renewable Energy and Energy Efficiency Technology Competitiveness 12001
126. Equal Opportunity for Individuals With Disabilities 12101
127. Coordinated Services for Children, Youth, and Families 12301
128. Hydrogen Research, Development, and Demonstration Program 12401
129. National and Community Service 12501
130. National Affordable Housing 12701
131. Housing Opportunities for Persons With AIDS 12901
132. Victims of Child Abuse 13001
133. Pollution Prevention 13101
134. Energy Policy 13201
135. Residency and Service Requirements in Federally Assisted Housing 13601
136. Violent Crime Control and Law Enforcement 13701
137. Management of Rechargeable Batteries and Batteries Containing Mercury 14301
138. Assisted Suicide Funding Restriction 14401
139. Volunteer Protection 14501
140. Criminal Justice Identification, Information, and Communication 14601
140A. Jennifer’s Law 14661
141. Commercial Space Opportunities and Transportation Services [Repealed or Transferred] 14701
142. Poison Control Center Enhancement and Awareness [Repealed] 14801
143. Intercountry Adoptions 14901
144. Developmental Disabilities Assistance and Bill of Rights 15001
145. Public Safety Officer Medal of Valor and Tributes 15201
145A. Law Enforcement Congressional Badge of Bravery 15231
146. Election Administration Improvement 15301
147. Prison Rape Elimination 15601
148. Windstorm Impact Reduction 15701
149. National Energy Policy and Programs 15801
150. National Aeronautics and Space Programs, 2005 [Repealed, Omitted, or Transferred] 16601
151. Child Protection and Safety ...16901
152. Energy Independence and Security ...17001
153. Community Safety Through Recidivism Prevention ...17501
154. Combating Child Exploitation ...17601
155. Aeronautics and Space Activities [Repealed, Omitted, or Transferred] ...17701
156. Health Information Technology ...17901
157. Quality, Affordable Health Care for All Americans ...18001
158. Support for Pregnant and Parenting Teens and Women ...18201
159. Space Exploration, Technology, and Science ...18301
CHAPTER 42—NARCOTIC ADDICT REHABILITATION

SUBCHAPTER I—GENERAL PROVISIONS

Sec.
3401. Declaration of policy.
3402. State facilities and personnel for care and treatment; encouragement of adequate provision; benefit of experience of Surgeon General and Attorney General.

SUBCHAPTER II—CIVIL COMMITMENT OF PERSONS NOT CHARGED WITH ANY CRIMINAL OFFENSE

3411 to 3426. Repealed.

SUBCHAPTER III—REHABILITATION AND POSTHOSPITALIZATION CARE PROGRAMS AND ASSISTANCE TO STATES AND LOCALITIES

3441, 3442. Repealed.
§ 3401. Declaration of policy

It is the policy of the Congress that certain persons charged with or convicted of violating Federal criminal laws, who are determined to be addicted to narcotic drugs, and likely to be rehabilitated through treatment, should, in lieu of prosecution or sentencing, be civilly committed for confinement and treatment designed to effect their restoration to health, and return to society as useful members.

It is the further policy of the Congress that certain persons addicted to narcotic drugs who are not charged with the commission of any offense should be afforded the opportunity, through civil commitment, for treatment, in order that they may be rehabilitated and returned to society as useful members and in order that society may be protected more effectively from crime and delinquency which result from narcotic addiction.

(Pub. L. 89–793, § 2, Nov. 8, 1966, 80 Stat. 1438.)

Codification

Section was not enacted as part of the Narcotic Addict Rehabilitation Act of 1966, which is classified to subchapters II and III of this chapter, chapter 314 (section 4251 et seq.) of Title 18, Crimes and Criminal Procedure, and chapter 175 (section 2901 et seq.) of Title 28, Judiciary and Judicial Procedure.

Effective Date

Section 605 of Pub. L. 89–793 provided that: “Title I of this Act [enacting chapter 175 (§ 2901 et seq.) of Title 28, Judiciary and Judicial Procedure] shall take effect three months after the date of its enactment [Nov. 8, 1966], and shall apply to any case pending in a district court of the United States in which an appearance has not been made prior to such effective date. Titles II [enacting chapter 314 (§ 4251 et seq.) of Title 18, Crimes and Criminal Procedure] and V of this Act [amending section 7237 (d) of Title 26, Internal Revenue Code and enacting provisions set out as notes under section 4202 of Title 18] shall take effect three months after the date of its enactment [Nov. 8, 1966] and shall apply to any case pending in any court of the United States in which sentence has not yet been imposed as of such effective date. Title III of this Act [enacting section 3411 et seq. of this title] shall take effect three months after the date of its enactment [Nov. 8, 1966].”

Short Title of 1971 Amendment

Pub. L. 92–420, § 1, Sept. 16, 1972, 86 Stat. 677, provided: “That this Act [amending section 3411 of this title, section 4251 of Title 18, Crimes and Criminal Procedure, and section 2901 of Title 28, Judiciary and Judicial Procedure, and enacting provisions set out as notes under section 2901 of Title 28] may be cited as the ‘Narcotic Addict Rehabilitation Amendments of 1971’.”

Short Title

Section 1 of Pub. L. 89–793 provided: “That titles I, II, III, and IV of this Act [enacting subchapters II and III of this chapter, chapter 314 (§ 4251 et seq.) of Title 18, Crimes and Criminal Procedure, and chapter 175 (§ 2901 et seq.) of Title 28, Judiciary and Judicial Procedure] may be cited as the ‘Narcotic Addict Rehabilitation Act of 1966’.”

Separability

Section 604 of Pub. L. 89–793 provided that: “If any provision of this Act [enacting this chapter, chapter 314 (§ 4251 et seq.) of Title 18, Crimes and Criminal Procedure, and chapter 175 (§ 2901 et seq.) of Title 28, Judiciary and Judicial Procedure, amending section 257 of this title and section 7237 of Title 26, Internal Revenue Code, and enacting provisions set out as notes under this section and section 4202 of Title 18] or the application thereof to any person or circumstance is held invalid, the remainder of the Act and the application of such provision to other persons not similarly situated or to other circumstances shall not be affected thereby.”
Authorization of Appropriations

Section 607 of Pub. L. 89–793 provided that: “There are authorized to be appropriated such sums as are necessary to carry out the provisions of this Act [enacting this chapter, chapter 314 (§ 4251 et seq.) of Title 18, Crimes and Criminal Procedure, and chapter 175 (§ 2901 et seq.) of Title 28, Judiciary and Judicial Procedure, amending section 257 of this title and section 7237 of Title 26, Internal Revenue Code, and enacting provisions set out as notes under this section and section 4202 of Title 18].”

Reorganization Plan No. 3 of 1966

Section 606 of Pub. L. 89–793 provided that: “The provisions of this Act [enacting this chapter, chapter 314 (§ 4251 et seq.) of Title 18, Crimes and Criminal Procedure, and chapter 175 (§ 2901 et seq.) of Title 28, Judiciary and Judicial Procedure, amending section 257 of this title and section 7237 of Title 26, Internal Revenue Code, and enacting provisions set out as notes under this section and section 4202 of Title 18] shall be subject to the provisions of Reorganization Plan No. 3 of 1966 [set out as a note under section 202 of this title].”

§ 3402. State facilities and personnel for care and treatment; encouragement of adequate provision; benefit of experience of Surgeon General and Attorney General

The Surgeon General and the Attorney General are authorized to give representatives of States and local subdivisions thereof the benefit of their experience in the care, treatment, and rehabilitation of narcotic addicts so that each State may be encouraged to provide adequate facilities and personnel for the care and treatment of narcotic addicts in its jurisdiction.

(Pub. L. 89–793, title VI, § 602, Nov. 8, 1966, 80 Stat. 1450.)

Codification

Section was not enacted as part of the Narcotic Addict Rehabilitation Act of 1966, which is classified to subchapters II and III of this chapter, chapter 314 (§ 4251 et seq.) of Title 18, Crimes and Criminal Procedure, and chapter 175 (§ 2901 et seq.) of Title 28, Judiciary and Judicial Procedure.

Transfer of Functions

Functions of Public Health Service, Surgeon General of Public Health Service, and all other officers and employees of Public Health Service, and functions of all agencies of or in Public Health Service transferred to Secretary of Health, Education, and Welfare by Reorg. Plan No. 3 of 1966, eff. June 25, 1956, 31 F.R. 8855, 80 Stat. 1610, set out as a note under section 202 of this title. Secretary of Health, Education, and Welfare redesignated Secretary of Health and Human Services by section 509(b) of Pub. L. 96–88, which is classified to section 3508 (b) of Title 20, Education.
**SUBCHAPTER II—CIVIL COMMITMENT OF PERSONS NOT CHARGED WITH ANY CRIMINAL OFFENSE**


Section 3419, Pub. L. 89–793, title III, § 309, Nov. 8, 1966, 80 Stat. 1447, related to criminal conviction or criminal appellation from determination of being narcotic addict and criminal proceedings prohibited from using information gained in addiction inquiry.


Section 3421, Pub. L. 89–793, title III, § 311, Nov. 8, 1966, 80 Stat. 1447, related to inapplicability of subchapter to persons with criminal charge pending, on probation, or with sentence unserved and consent to commitment of such persons by authority with power over their custody.


Section 3425, Pub. L. 89–793, title III, § 315, Nov. 8, 1966, 80 Stat. 1448, related to penalties for escape or rescue from custody.

SUBCHAPTER III—REHABILITATION AND POSTHOSPITALIZATION CARE PROGRAMS AND ASSISTANCE TO STATES AND LOCALITIES

Section, Pub. L. 89–793, title IV, § 401, Nov. 8, 1966, 80 Stat. 1448, related to establishment of outpatient services.

Section, Pub. L. 89–793, title IV, § 402, Nov. 8, 1966, 80 Stat. 1448, authorized appropriations for grants to States and political subdivisions thereof and to private organizations and institutions for development of narcotic addict rehabilitation and treatment programs.