

§ 2.88

is a youth offender serving the remainder of a Youth Rehabilitation Act sentence following revocation of parole, the applicable guideline at § 2.80 (adult or youth) shall be applied in lieu of such provisions. Reparole hearings shall be conducted according to the procedures set forth in § 2.72.

[64 FR 5613, Feb. 4, 1999]

§ 2.88 Confidentiality of parole records.

(a) Consistent with the Privacy Act of 1974 (5 U.S.C. 552(b)), the contents of parole records shall be confidential and shall not be disclosed outside the Commission except as provided below.

(b) Information that is subject to release to the general public without the consent of the prisoner shall be limited to the information specified in § 2.37(c) of this part.

(c) Information other than as described in paragraph (b) may be disclosed without the consent of the prisoner only pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552(b)). See § 2.56 of this part.

§ 2.89 Miscellaneous provisions.

Except to the extent otherwise provided by law, the following sections in subpart A of this part are also applicable to District of Columbia Code offenders:

- 2.5 Sentence aggregation.
- 2.7 Committed fines and restitution orders.
- 2.8 Mental competency procedures.
- 2.10 Date service of sentence commences.
- 2.16 Parole of prisoner in State, local, or territorial institution.
- 2.19 Information considered.
- 2.22 Communication with Commission.
- 2.23 Delegation to hearing examiners.
- 2.32 Parole to local or immigration detainers.
- 2.34 Rescission of parole.
- 2.56 Disclosure of Parole Commission file.
- 2.63 Rewarding assistance in the prosecution of other offenders: criteria and guidelines.

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2.66 Aggregated U.S. and D.C. Code sentences.

[63 FR 39176, July 21, 1998, as amended at 64 FR 5614, Feb. 4, 1999]

§ 2.90 Prior orders of the Board of Parole.

Any prior order entered by the Board of Parole of the District of Columbia shall be accorded the status of an order of the Parole Commission unless duly reconsidered and changed by the Commission at a regularly scheduled hearing. It shall not constitute grounds for reopening a case that the prisoner is subject to an order of the Board of Parole that fails to conform to a provision of this part.

PART 3—GAMBLING DEVICES

Sec.

- 3.1 Definition.
- 3.2 Assistant Attorney General, Criminal Division.
- 3.3 Registration.
- 3.4 Registration to be made by letter.
- 3.5 Forfeiture of gambling devices.

AUTHORITY: 89 Stat. 379; 5 U.S.C. 301, sec. 2, Reorganization Plan No. 2 of 1950, 64 Stat. 1261; 3 CFR, 1949–1953 Comp.

CROSS REFERENCE: For Organization Statement, Federal Bureau of Investigation, see subpart P of part 0 of this chapter.

SOURCE: Order No. 331–65, 30 FR 2316, Feb. 20, 1965, unless otherwise noted.

§ 3.1 Definition.

For the purpose of this part, the term *Act* means the Act of January 2, 1951, 64 Stat. 1134, as amended by the Gambling Devices Act of 1962, 76 Stat. 1075, 15 U.S.C. 1171 *et seq.*

§ 3.2 Assistant Attorney General, Criminal Division.

The Assistant Attorney General, Criminal Division, is authorized to exercise the power and authority of and to perform the functions vested in the Attorney General by the Act. (See also 28 CFR 0.55(i).)

(28 U.S.C. 509 and 510)

[Order No. 960–81, 46 FR 52354, Oct. 27, 1981]

§ 3.3 Registration.

Persons required to register pursuant to section 3 of the Act shall register