

## § 1.11

allow completion of the clemency proceeding.

(e) Only one request for commutation of a death sentence will be processed to completion, absent a clear showing of exceptional circumstances.

(f) The provisions of this § 1.10 apply to any person under a sentence of death imposed by a United States District Court for whom an execution date is set on or after August 1, 2000.

[Order No. 2317-2000, 65 FR 48381, August 8, 2000]

### § 1.11 Advisory nature of regulations.

The regulations contained in this part are advisory only and for the internal guidance of Department of Justice personnel. They create no enforceable rights in persons applying for executive clemency, nor do they restrict the authority granted to the President under Article II, section 2 of the Constitution.

[Order No. 1798-93, 58 FR 53658, Oct. 18, 1993. Redesignated by Order No. 2317-2000, 65 FR 48381, August 8, 2000]

## PART 2—PAROLE, RELEASE, SUPERVISION AND RECOMMITMENT OF PRISONERS, YOUTH OFFENDERS, AND JUVENILE DELINQUENTS

### Subpart A—United States Code Prisoners and Parolees

#### Sec.

- 2.1 Definitions.
- 2.2 Eligibility for parole; adult sentences.
- 2.3 Same: Narcotic Addict Rehabilitation Act.
- 2.4 Same: Youth offenders and juvenile delinquents.
- 2.5 Sentence aggregation.
- 2.6 Withheld and forfeited good time.
- 2.7 Committed fines and restitution orders.
- 2.8 Mental competency proceedings.
- 2.9 Study prior to sentencing.
- 2.10 Date service of sentence commences.
- 2.11 Application for parole; notice of hearing.
- 2.12 Initial hearings: Setting presumptive release dates.
- 2.13 Initial hearing; procedure.
- 2.14 Subsequent proceedings.
- 2.15 Petition for consideration of parole prior to date set at hearing.
- 2.16 Parole of prisoner in state, local, or territorial institution.
- 2.17 Original jurisdiction cases.
- 2.18 Granting of parole.

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- 2.19 Information considered.
- 2.20 Paroling policy guidelines: Statement of general policy.
- 2.21 Reparole consideration guidelines.
- 2.22 Communication with the Commission.
- 2.23 Delegation to hearing examiners.
- 2.24 Review of panel recommendation by the Regional Commissioner.
- 2.25 Hearings by videoconference.
- 2.26 Appeal to National Appeals Board.
- 2.27 Petition for reconsideration of original jurisdiction decisions.
- 2.28 Reopening of cases.
- 2.29 Release on parole.
- 2.30 False information or new criminal conduct: Discovery after release.
- 2.31 Parole to detainees: Statement of policy.
- 2.32 Parole to local or immigration detainees.
- 2.33 Release plans.
- 2.34 Rescission of parole.
- 2.35 Mandatory release in the absence of parole.
- 2.36 Rescission guidelines.
- 2.37 Disclosure of information concerning parolees; Statement of policy.
- 2.38 Community supervision by U.S. Probation Officers.
- 2.39 Jurisdiction of the Commission.
- 2.40 Conditions of release.
- 2.41 Travel approval.
- 2.42 Probation officer's reports to Commission.
- 2.43 Early termination.
- 2.44 Summons to appear or warrant for retaking of parolee.
- 2.45 Same; youth offenders.
- 2.46 Execution of warrant and service of summons.
- 2.47 Warrant placed as a detainer and dispositional review.
- 2.48 Revocation: Preliminary interview.
- 2.49 Place of revocation hearing.
- 2.50 Revocation hearing procedure.
- 2.51 Issuance of a subpoena for the appearance of witnesses or production of documents.
- 2.52 Revocation decisions.
- 2.53 Mandatory parole.
- 2.54 Reviews pursuant to 18 U.S.C. 4215(c).
- 2.55 Disclosure of file prior to parole hearing.
- 2.56 Disclosure of Parole Commission file.
- 2.57 Special parole terms.
- 2.58 Prior orders.
- 2.59 Designation of a Commissioner to act as a hearing examiner.
- 2.60 Superior program achievement.
- 2.61 Qualifications of representatives.
- 2.62 Rewarding assistance in the prosecution of other offenders; criteria and guidelines.
- 2.63 Quorum.
- 2.64 Youth Corrections Act.
- 2.65 Paroling policy for prisoners serving aggregate U.S. and D.C. Code sentences.