Table of Contents

CHAPTER 1. COMMON FEDERAL CRIMINAL LAW ISSUES

- § 1:1 Federal criminal jurisdiction
- § 1:2 Extraterritorial jurisdiction
- § 1:3 Statute of limitations
- § 1:4 Venue
- § 1:5 Bodily or personal injury
- § 1:6 Using a dangerous or deadly weapon
- § 1:7 Crime of violence or violent felony
- § 1:8 Federal crimes of terrorism
- § 1:9 Actual, constructive, and joint possession
- § 1:10 Materiality

CHAPTER 2. CRIMINAL INTENT

- § 2:1 Required mental states
- § 2:2 Types of criminal intent
- § 2:3 Willfulness
- § 2:4 Intent to defraud
- § 2:5 First Amendment and scienter issues in threat cases

CHAPTER 3. ATTEMPT AND CONSPIRACY

- § 3:1 Attempt
- § 3:2 Conspiracy
- § 3:3 Overt act conspiracies
- § 3:4 Multiple conspiracies
- § 3:5 Conspiracy statute of limitations
- § 3:6 Withdrawal from a conspiracy
- § 3:7 The *Pinkerton* doctrine
- § 3:8 Forfeiture and coconspirators
- § 3:9 Coconspirator statements

CHAPTER 4. COMMON DEFENSES

- § 4:1 Alibi
- § 4:2 Duress, coercion, necessity, and justification
- § 4:3 Advice of counsel
- § 4:4 Withdrawal from a conspiracy
- § 4:5 Self-defense
- § 4:6 Entrapment

§ 4:7	Outrageous government conduct
§ 4:8	Sentencing entrapment and sentencing factor
	manipulation
§ 4:9	Public authority and entrapment by estoppel
§ 4:10	Insanity
§ 4:11	Diminished capacity
§ 4:12	Voluntary intoxication

CHAPTER 5. SENTENCING

- § 5:1 Statutory maximum, minimum, and consecutive sentences
- § 5:2 United States Sentencing Guidelines
- § 5:3 Apprendi, Alleyne, Southern Union, and Almendarez-Torres
- § 5:4 Restitution
- § 5:5 Forfeiture

CHAPTER 6. SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) TITLE 7 U.S.C.A. CHAPTER 51

- § 6:1 SNAP—Introductory note
- § 6:2 Benefits fraud (7 U.S.C.A. § 2024(b)) (unlawful acquisition)
- § 6:3 Presenting benefits for payment or redemption (7 U.S.C.A. § 2024(c)) (unlawful redemption)
- § 6:4 Sentencing violations of 7 U.S.C.A. § 2024

CHAPTER 7. ALIENS AND NATIONALITY TITLE 8 U.S.C.A. CHAPTER 12

I. IMMIGRATION CRIMES

- § 7:1 Immigration crimes—Introductory note
- § 7:2 The official restraint doctrine

II. ALIEN SMUGGLING (8 U.S.C.A. § 1324)

- § 7:3 Alien smuggling—Introductory note § 7:4 Bringing aliens to the United States other than at a designated port of entry (8 U.S.C.A. § 1324(a)(1)(A)(i))
- § 7:5 Transporting illegal aliens (8 U.S.C.A. § 1324(a)(1)(A)(ii))
- § 7:6 Harboring illegal aliens (8 U.S.C.A. § 1324(a)(1)(A)(iii))
- § 7:7 Encouraging illegal entry (8 U.S.C.A. § 1324(a)(1)(A)(iv))

Table of Contents

- § 7:8 Bringing alien into the United States with the intent or reason to believe that the alien unlawfully brought into the United States will commit a felony (8 U.S.C.A. § 1324(a)(2)(B)(i))
- § 7:9 Bringing in an alien for commercial advantage or private financial gain (8 U.S.C.A. § 1324(a)(2)(B)(ii))
- § 7:10 Bringing an alien into the United States without immediate presentation at a designated port of entry (8 (U.S.C.A. § 1324(a)(2)(B)(iii))
- § 7:11 Sentencing alien smuggling cases

III. UNLAWFUL EMPLOYMENT (8 U.S.C.A. §§ 1324(A)(3), 1324A)

- § 7:12 Unlawful employment—Introductory note
- § 7:13 Unlawful employment (1324(a)(3)) (ten unauthorized aliens)
- § 7:14 Unlawful employment (8 U.S.C.A. § 1324a(a)(1)(A), (a)(2), (f))
- § 7:15 Unlawful employment (8 U.S.C.A. § 1324a(a)(1)(B)) (employment verification system)
- § 7:16 Sentencing unlawful employment crimes

IV. ILLEGAL ENTRY (8 U.S.C.A. § 1325)

- § 7:17 Illegal entry—Introductory note
- § 7:18 Illegal entry (8 U.S.C.A. § 1325(a)(1))
- § 7:19 Eluding examination or inspection (8 U.S.C.A. § 1325(a)(2))
- § 7:20 Illegal entry by false or misleading representation (8 U.S.C.A. § 1325(a)(3))
- § 7:21 Sentencing violations of § 1325(a)

V. MARRIAGE FRAUD

- § 7:22 Marriage fraud (8 U.S.C.A. § 1325(c))
- § 7:23 Sentencing marriage fraud

VI. ILLEGAL REENTRY (8 U.S.C.A. § 1326)

- § 7:24 Reentry of removed aliens (8 U.S.C.A. § 1326)
- § 7:25 Collateral attacks on the removal order
- § 7:26 Sentencing violations of § 1326

CHAPTER 8. COMMERCE AND TRADE TITLE 15 U.S.C.A.

I. SECURITIES FRAUD

- § 8:1 Securities fraud (15 U.S.C.A. §§ 78j(b), 78ff; 17 C.F.R. § 240.10b-5)
- § 8:2 Sentencing securities frauds

II. FOREIGN CORRUPT PRACTICES ACT (FCPA)

- § 8:3 FCPA—Introductory note
- § 8:4 FCPA accounting provisions (15 U.S.C.A. §§ 78m(b)(5); 78ff(a))
- § 8:5 FCPA anti-bribery (15 U.S.C.A. § 78dd-1(a)) (issuers)
- § 8:6 FCPA anti-bribery (15 U.S.C.A. § 78dd-1(g)(1)) (alternative jurisdiction)
- § 8:7 FCPA anti-bribery (15 U.S.C.A. § 78dd-2(a)) (non-issuer domestic concerns)
- § 8:8 FCPA anti-bribery (15 U.S.C.A. § 78dd-2(i)) (alternative jurisdiction)
- § 8:9 FCPA anti-bribery (15 U.S.C.A. § 78dd-3(a)) (not an issuer or domestic concern)
- § 8:10 FCPA defenses
- § 8:11 Sentencing FCPA crimes

CHAPTER 9. CONSERVATION TITLE 16 U.S.C.A.

I. ARCHAEOLOGICAL RESOURCES PROTECTION ACT (ARPA) (16 U.S.C.A. CH. 1B)

- § 9:1 ARPA—Introductory note
- § 9:2 Unauthorized excavation, removal, damage, alteration, or defacement of archaeological resources (16 U.S.C.A. § 470ee(a), (d))
- § 9:3 Trafficking in archaeological resources the excavation or removal of which was wrongful under Federal law (16 U.S.C.A. § 470ee(b), (d))
- § 9:4 Trafficking in interstate or foreign commerce in archaeological resources the excavation, removal, sale, purchase, exchange, transportation or receipt of which was wrongful under State or local law (16 U.S.C.A. § 470ee(c), (d))
- § 9:5 Sentencing ARPA crimes

II. LACEY ACT (16 U.S.C.A. CH. 53)

- § 9:6 Lacey Act—Introductory note
- § 9:7 —Import or export of illegally taken fish, wildlife, or plants (16 U.S.C.A. §§ 3372(a)(1), 3373(d)(1)(A))
- § 9:8 —Commercial activity in illegally taken fish, wildlife, or plants (16 U.S.C.A. §§ 3372(a)(1), 3373(d)(1)(B))
- § 9:9 —Defendant should have known that fish, wildlife, or plants were illegally taken (16 U.S.C.A. §§ 3372(a)(1), 3373(d)(2))
- § 9:10 —False labeling of fish, wildlife, or plants (16 U.S.C.A. §§ 3372(d), 3373(d)(3))
- § 9:11 Lacey Act sentencing

CHAPTER 10. COPYRIGHTS TITLE 17 U.S.C.A.

I. COPYRIGHT INFRINGEMENT (17 U.S.C.A. § 506)

- § 10:1 Copyright infringement—Introductory note
- § 10:2 Infringement for purposes of commercial advantage or private financial gain (17 U.S.C.A. § 506(a)(1)(A))
- § 10:3 Infringement by reproduction or distribution (17 U.S.C.A. § 506(a)(1)(B))
- § 10:4 Distribution of a work being prepared for commercial distribution by making it available on a public computer network (17 U.S.C.A. § 506(a)(1)(C))
- § 10:5 Sentencing violations of 17 U.S.C.A. § 506

II. DIGITAL MILLENNIUM COPYRIGHT ACT (DMCA) (17 U.S.C.A. §§ 1201 TO 1205)

- § 10:6 DMCA—Introductory note
- § 10:7 Unauthorized circumvention of access controls (17 U.S.C.A. §§ 1201(a)(1), 1204(a))
- § 10:8 Trafficking in access control circumvention tools and services (17 U.S.C.A. §§ 1201(a)(2), 1204(a))
- § 10:9 Trafficking in access control circumvention tools (17 U.S.C.A. §§ 1201(b)(1), 1204(a))
- § 10:10 Sentencing DMCA crimes

CHAPTER 11. GENERAL PROVISIONS TITLE 18 U.S.C.A. CHAPTER 1

§ 11:1 Aiding and abetting (accomplice liability) (18 U.S.C.A. § 2(a))

§ 11:2	Causing the criminal acts of another (18 U.S.C.A. § 2(b))
§ 11:3	Accessory after the fact (18 U.S.C.A. § 3)
8 11.0	Accessory after the fact (10 U.S.C.A. § 3)
§ 11:4	Sentencing accessories after the fact
§ 11:5	Misprision of a felony (18 U.S.C.A. § 4)
§ 11:6	Sentencing misprision of a felony
§ 11:7	Special Maritime and Territorial Jurisdiction of the United States (SMTJ) (18 U.S.C.A. § 7)
§ 11:8	Interstate and foreign commerce (18 U.S.C.A. § 10)
§ 11:9	Assimilative Crimes Act (18 U.S.C.A. § 13)
§ 11:10	Crime of violence defined (18 U.S.C.A. § 16)

Insanity defense (18 U.S.C.A. § 17)

CHAPTER 12. ARSON WITHIN THE SPECIAL MARITIME AND TERRITORIAL JURISDICTION OF THE UNITED STATES (SMTJ) TITLE 18 U.S.C.A. CHAPTER 5

- § 12:1 Arson (SMTJ) (18 U.S.C.A. § 81)
- § 12:2 Sentencing violations of 18 U.S.C.A.§ 81

CHAPTER 13. ASSAULT TITLE 18 U.S.C.A. CHAPTER 7

I. ASSAULT

§ 11:11

§ 13:1 Assault—Introductory note

II. ASSAULTS ON FEDERAL OFFICERS

- § 13:2 Assaulting a federal officer (18 U.S.C.A. § 111(a)(1))
- § 13:3 Sentencing violations of 18 U.S.C.A. § 111

III. ASSAULTS IN THE SMTJ

- § 13:4 SMTJ assault—Introductory note
- § 13:5 Assault with intent to commit murder or other felony (18 U.S.C.A. § 113(a)(1), (2))
- $\$ 13:6 Assault with a dangerous weapon (18 U.S.C.A. $\$ 113(a)(3))
- § 13:7 Assault by striking, beating, or wounding (18 U.S.C.A. § 113(a)(4))
- § 13:8 Simple assault (18 U.S.C.A. § 113(a)(5))
- § 13:9 Assault resulting in serious bodily injury (18 U.S.C.A. § 113(a)(6))

- § 13:10 Assault resulting in substantial bodily injury to a person under 16, spouse, dating, or intimate partner (18 U.S.C.A. § 113(a)(7))
- § 13:11 Assault by strangulation or suffocation (18 U.S.C.A. § 113(a)(8))
- § 13:12 Sentencing violations of 18 U.S.C.A. § 113

CHAPTER 14. BANKRUPTCY TITLE 18 U.S.C.A. CHAPTER 9

- § 14:1 Bankruptcy—Introductory note
- § 14:2 Concealment (18 U.S.C.A. § 152(1))
- § 14:3 False statement (18 U.S.C.A. § 152(2), (3))
- § 14:4 Presenting or using a false claim (18 U.S.C.A. § 152(4))
- § 14:5 Bankruptcy bribery (18 U.S.C.A. § 152(6))
- § 14:6 Concealment or transfer of assets in contemplation of bankruptcy (18 U.S.C.A. § 152(7))
- § 14:7 Destruction of records; false entries (18 U.S.C.A. § 152(8))
- § 14:8 Withholding records (18 U.S.C.A. § 152(9))
- § 14:9 Embezzlement of a bankruptcy estate (18 U.S.C.A. § 153)
- § 14:10 Scheme to commit bankruptcy fraud (18 U.S.C.A. § 157)
- § 14:11 Sentencing bankruptcy crimes

CHAPTER 15. BRIBERY TITLE 18 U.S.C.A. CHAPTER 11

I. BRIBERY AND ILLEGAL GRATUITIES

§ 15:1 Bribery and illegal gratuities—Introductory note

II. BRIBERY (18 U.S.C.A. § 201(B))

- § 15:2 Bribery of a public official (18 U.S.C.A. § 201(b)(1))
- § 15:3 Receiving a bribe by a public official (18 U.S.C.A. § 201(b)(2))
- § 15:4 Bribery of a witness (18 U.S.C.A. § 201(b)(3))
- § 15:5 Soliciting a bribe by a witness (18 U.S.C.A. § 201(b)(4))
- § 15:6 Sentencing violations of 18 U.S.C.A. § 201(b)

III. ILLEGAL GRATUITIES (18 U.S.C.A. § 201(C))

§ 15:7 Illegal gratuities—Introductory note

- § 15:8 Illegal gratuity to a public official (18 U.S.C.A. \$201(c)(1)(A))
- § 15:9 Receiving an illegal gratuity by a public official (18 U.S.C.A. § 201(c)(1)(B))
- § 15:10 Illegal gratuity to a witness (18 U.S.C.A. § 201(c)(2))
- § 15:11 Receiving an illegal gratuity by a witness (18 U.S.C.A. § 201(c)(3))
- § 15:12 Sentencing violations of 18 U.S.C.A. § 201(c)

IV. FINANCIAL INSTITUTIONS

- § 15:13 Bribery or reward of a bank officer (18 U.S.C.A. $\S 215(a)(1)$)
- § 15:14 Receipt of a bribe or reward by a bank officer (18 U.S.C.A. § 215(a)(2))
- § 15:15 Sentencing violations of 18 U.S.C.A. § 215

V. CONTINUING FINANCIAL CRIMES ENTERPRISE (CFCE) (FINANCIAL CRIME KINGPIN)

- § 15:16 Continuing Financial Crimes Enterprise (18 U.S.C.A. § 225)
- § 15:17 Sentencing 18 U.S.C.A. § 225 violations

CHAPTER 16. CHILD SUPPORT TITLE 18 U.S.C.A. CHAPTER 11A

- § 16:1 Failure to pay child support obligation (18 U.S.C.A. § 228)
- § 16:2 Sentencing violations of 18 U.S.C.A. § 228

CHAPTER 17. CIVIL RIGHTS TITLE 18 U.S.C.A. CHAPTER 13

I. CIVIL RIGHTS (18 U.S.C.A. §§ 241, 242)

- § 17:1 Civil rights—Introductory note
- § 17:2 Civil rights conspiracy (18 U.S.C.A. § 241)
- § 17:3 Sentencing violations of 18 U.S.C.A. § 241
- § 17:4 Deprivation of civil rights (18 U.S.C.A. § 242)
- § 17:5 Sentencing violations of 18 U.S.C.A. § 242

II. FEDERALLY PROTECTED ACTIVITIES (18 U.S.C.A. § 245)

§ 17:6 Federally protected activities—Introductory note

- § 17:7 Federally protected activities (18 U.S.C.A. § 245(b)(2))
- § 17:8 Prohibiting persons from participating without discrimination in protected activities (18 U.S.C.A. § 245(b)(4)(A))
- § 17:9 Assisting or affording others opportunities (18 U.S.C.A. § 245(b)(4)(B))
- § 17:10 Assaults on persons engaged in peaceful assembly (18 U.S.C.A. § 245(b)(5))
- § 17:11 Sentencing violations of 18 U.S.C.A. § 245

III. CHURCH ARSON PREVENTION ACT (18 U.S.C.A. § 247)

- § 17:12 Church Arsons—Introductory note
- § 17:13 Damage to religious property (18 U.S.C.A. § 247(a)(1))
- § 17:14 Interference with free exercise of religious belief (18 U.S.C.A. § 247(a)(2))
- § 17:15 Damage to religious property because of race (18 U.S.C.A. § 247(c))
- § 17:16 Sentencing violations of 18 U.S.C.A. § 247

IV. FREEDOM OF ACCESS TO REPRODUCTIVE HEALTH SERVICES (FACE) (18 U.S.C.A. § 248)

- § 17:17 FACE—Introductory note
- § 17:18 FACE intimidation or injury of a person (18 U.S.C.A. $\S 248(a)(1)$)
- § 17:19 FACE (damage to a facility) (18 U.S.C.A. § 248(a)(3))
- § 17:20 Sentencing violations of 18 U.S.C.A. § 248

V. HATE CRIMES PREVENTION ACT (HCPA) (18 U.S.C.A. § 249)

- § 17:21 HCPA—Introductory note
- § 17:22 Racial hate crimes (18 U.S.C.A. § 249(a)(1))
- § 17:23 Non-racial hate crimes (18 U.S.C.A. § 249(a)(2))
- § 17:24 Racial or non-racial hate crimes committed in the special maritime or territorial jurisdiction (SMTJ) of the United States (18 U.S.C.A. § 249(a)(3))
- § 17:25 Conspiracy to violate the HCPA (18 U.S.C.A. § 249(a)(5), (6))
- § 17:26 Sentencing violations of 18 U.S.C.A. § 249

CHAPTER 18. CLAIMS AND SERVICES TITLE 18 U.S.C.A. CHAPTER 15

§ 18:1 Conspiracy to defraud the government with respect to claims (18 U.S.C.A. § 286)

- § 18:2 False claims against the government (18 U.S.C.A. § 287)
- § 18:3 Presenting false declaration or certification (18 U.S.C.A. § 289)
- § 18:4 Sentencing 18 U.S.C.A. Chapter 18 crimes

CHAPTER 19. CONSPIRACY AND SOLICITATION TITLE 18 U.S.C.A. CHAPTER 19

- § 19:1 Conspiracy to commit an offense against the United States (18 U.S.C.A. § 371) (offense clause)
- § 19:2 Conspiracy to defraud the United States (18 U.S.C.A. § 371) (defraud clause) (*Klein* conspiracy)
- § 19:3 Sentencing violations of 18 U.S.C.A. § 371
- § 19:4 Solicitation to commit a crime of violence (18 U.S.C.A. § 373)
- § 19:5 Sentencing violations of 18 U.S.C.A. § 373

CHAPTER 20. COUNTERFEITING AND FORGERY TITLE 18 U.S.C.A. CHAPTER 25

I. COUNTERFEITING AND FORGERY

§ 20:1 Counterfeiting and forgery—Introductory note

II. COUNTERFEITING (18 U.S.C.A. §§ 471 TO 491)

- § 20:2 Counterfeiting—Introductory note
- § 20:3 Making counterfeit obligations or securities of the United States (18 U.S.C.A. § 471)
- § 20:4 Passing counterfeit obligations or securities (18 U.S.C.A. § 472)
- § 20:5 Importation, possession, or concealment of counterfeit obligations or securities (18 U.S.C.A. § 472)
- § 20:6 Dealing in counterfeit obligations or securities (18 U.S.C.A. § 473)
- § 20:7 Sentencing violations of 18 U.S.C.A. §§ 471 to 473
- § 20:8 Possession of counterfeit notes with intent to sell or use them (18 U.S.C.A. § 474(a) (fifth paragraph))
- § 20:9 Sentencing violations of 18 U.S.C.A. § 474
- § 20:10 Connecting parts of genuine instruments (18 U.S.C.A. § 484)
- § 20:11 Sentencing violations of 18 U.S.C.A. § 484

III. FORGERY (18 U.S.C.A. §§ 495–513)

§ 20:12	Forgery against the United States (18 U.S.C.A. § 495) (first paragraph)
§ 20:13	Uttering or publishing a false document against the United States (18 U.S.C.A. § 495) (second paragraph)
§ 20:14	Transmitting or presenting a false writing to defraud the United States (18 U.S.C.A. § 495) (third paragraph)
§ 20:15	Sentencing violations of 18 U.S.C.A. § 495
§ 20:16	Falsely making, forging, counterfeiting, engraving, or printing a money order (18 U.S.C.A. § 500) (first paragraph)
§ 20:17	Forging or counterfeiting a signature or initials of any person authorized to issue a money order, postal note, or blank (18 U.S.C.A. § 500) (second paragraph)
§ 20:18	Forging or counterfeiting a signature or endorsement on a money order, postal note, or blank (18 U.S.C.A. § 500) (second paragraph)
§ 20:19	Forging or counterfeiting a signature on a receipt or certificate of identification (18 U.S.C.A. § 500) (second paragraph)
§ 20:20	Falsely altering a money order or postal note (18 U.S.C.A. § 500) (third paragraph)
§ 20:21	Passing, uttering, or publishing forged or altered money orders or postal notes (18 U.S.C.A. § 500) (fourth paragraph)
§ 20:22	Fraudulently issuing a money order or postal note (18 U.S.C.A. § 500) (fifth paragraph)
§ 20:23	Theft of a money order (18 U.S.C.A. § 500) (sixth paragraph)
§ 20:24	Receipt or possession of a stolen money order (18 U.S.C.A. § 500) (seventh paragraph)
§ 20:25	False presentment of a money order or postal note (18 U.S.C.A. § 500) (eighth paragraph)
§ 20:26	Theft or receipt of a money order machine or instrument (18 U.S.C.A. § 500) (ninth paragraph)
§ 20:27	Sentencing violations of 18 U.S.C.A. § 500
§ 20:28	Forging endorsement on a Treasury check, bond, or

security of the United States (18 U.S.C.A.

the United States (18 U.S.C.A. § 510(a)(2))

Sentencing violations of 18 U.S.C.A. § 510

Uttering a forged treasury check, bond, or security of

§ 510(a)(1))

§ 20:29

§ 20:30

- § 20:31 Counterfeit or forged securities of a state or private entity (18 U.S.C.A. § 513(a))
 § 20:32 Making or transferring implements for making counterfeit or forged securities (18 U.S.C.A. § 513(b))
- § 20:33 Sentencing violations of 18 U.S.C.A. § 513

CHAPTER 21. CUSTOMS TITLE 18 U.S.C.A. CHAPTER 27

- § 21:1 Customs and smuggling—Introductory note
- § 21:2 Entry of goods by means of false statements (18 U.S.C.A. § 542)
- § 21:3 Sentencing violations of 18 U.S.C.A. § 542
- § 21:4 Smuggling (18 U.S.C.A. § 545) (first paragraph, first clause)
- § 21:5 Passing or attempting to pass false papers through a customhouse (18 U.S.C.A. § 545) (first paragraph, last clause)
- § 21:6 Illegal importation of merchandise (18 U.S.C.A. § 545) (second paragraph, first clause)
- § 21:7 Receiving, concealing, buying, or selling smuggled merchandise (18 U.S.C.A. § 545) (second paragraph, second clause)
- § 21:8 Sentencing violations of 18 U.S.C.A. § 545
- § 21:9 Smuggling or attempting to smuggle goods from the United States (18 U.S.C.A. § 554)
- § 21:10 Sentencing violations of 18 U.S.C.A. § 554

CHAPTER 22. EMBEZZLEMENT AND THEFT TITLE 18 U.S.C.A. CHAPTER 31

I. THEFT OF GOVERNMENT PROPERTY (18 U.S.C.A. § 641)

- § 22:1 Theft of government property—Introductory note
- § 22:2 Theft of government money or property (18 U.S.C.A. § 641)
- § 22:3 Receiving stolen government money or property (18 U.S.C.A. § 641)
- § 22:4 Sentencing violations of 18 U.S.C.A. § 641

II. FINANCIAL INSTITUTIONS (18 U.S.C.A. §§ 656,657)

§ 22:5 Financial institutions—Introductory note

- § 22:6 Theft or embezzlement by a bank officer or employee (18 U.S.C.A. § 656)
- § 22:7 Theft or embezzlement from lending, credit, and insurance institutions (18 U.S.C.A. § 657)
- § 22:8 Sentencing violations of 18 U.S.C.A. §§ 656 and 657

III. INTERSTATE SHIPMENTS (18 U.S.C.A. § 659)

- § 22:9 Interstate shipments—Introductory note
- § 22:10 Theft from an interstate shipment (18 U.S.C.A. § 659) (first paragraph)
- § 22:11 Buying or receiving goods stolen from an interstate shipment (18 U.S.C.A. § 659) (second paragraph)
- § 22:12 Sentencing violations of 18 U.S.C.A. § 659

IV. EMPLOYEE BENEFIT PLANS

- § 22:13 Theft or embezzlement from employee benefit plan (18 U.S.C.A. § 664)
- § 22:14 Sentencing violations of 18 U.S.C.A. § 664

V. FEDERAL PROGRAM FRAUD AND BRIBERY (18 U.S.C.A. § 666)

- § 22:15 Federal program fraud and bribery—Introductory note
- § 22:16 Theft concerning programs receiving federal funds (18 U.S.C.A. § 666(a)(1)(A))
- § 22:17 Bribery concerning a program receiving federal funds (18 U.S.C.A. § 666(a)(1)(B))
- § 22:18 Paying a bribe (18 U.S.C.A. § 666(a)(2))
- § 22:19 Sentencing violations of 18 U.S.C.A. § 666

VI. HEALTH CARE BENEFIT PROGRAMS

- § 22:20 Health care theft and embezzlement (18 U.S.C.A. § 669(a))
- § 22:21 Sentencing violations of 18 U.S.C.A. § 669
- § 22:22 Theft of medical products (18 U.S.C.A. § 670(a)(1))
- § 22:23 Sentencing violations of 18 U.S.C.A. § 670

CHAPTER 23. ESCAPE TITLE 18 U.S.C.A. CHAPTER 35

- § 23:1 Escape (18 U.S.C.A. § 751(a))
- § 23:2 Sentencing violations of 18 U.S.C.A. § 751
- § 23:3 Instigating or assisting an escape (18 U.S.C.A. § 752(a))

- § 23:4 Sentencing violations of 18 U.S.C.A. § 752
- § 23:5 High speed flight from immigration checkpoint (18 U.S.C.A. § 758)
- § 23:6 Sentencing violations of 18 U.S.C.A. § 758

CHAPTER 24. EXPLOSIVE MATERIALS TITLE 18 U.S.C.A. CHAPTER 40

- § 24:1 Explosive materials—Introductory note
- § 24:2 Dealing in explosive materials without a license (18 U.S.C.A. § 842(a)(1))
- § 24:3 False statements in connection with explosive materials (18 U.S.C.A. § 842(a)(2))
- § 24:4 Unlawful distribution of explosive materials (18 U.S.C.A. § 842(d))
- § 24:5 Possession of explosives by a prohibited person (18 U.S.C.A. § 842(i))
- § 24:6 Sentencing violations of 18 U.S.C.A. § 842(a), (d), and (j)
- § 24:7 Transportation of an explosive or attempted transportation of an explosive (18 U.S.C.A. § 844(d))
- § 24:8 Sentencing violations of 18 U.S.C.A. § 844(d)
- \$24:9 Making threats by mail or telephone (18 U.S.C.A. \$844(e))
- § 24:10 Sentencing violations of 18 U.S.C.A. § 844(e)
- $\$ 24:11 Destruction of government property by fire or explosion (18 U.S.C.A. $\$ 844(f)(1))
- § 24:12 Sentencing violations of 18 U.S.C.A. § 844(f)(1)
- § 24:13 Arson of property used in interstate commerce or used in an activity affecting interstate commerce (18 U.S.C.A. § 844(i))
- § 24:14 Sentencing violations of 18 U.S.C.A. § 844(i)

CHAPTER 25. EXTORTION AND THREATS TITLE 18 U.S.C.A. CHAPTER 41

- § 25:1 Extortion and threats—Introductory note
- § 25:2 Threats against the President (18 U.S.C.A. § 871(a))
- § 25:3 Sentencing violations of 18 U.S.C.A. § 871
- § 25:4 Interstate transmission of a demand for ransom for the return of a kidnapped person (18 U.S.C.A. § 875(a))
- § 25:5 Interstate transmission of an extortionate threat to kidnap or injure (18 U.S.C.A. § 875(b))
- § 25:6 Interstate transmission of a threat to kidnap or injure (18 U.S.C.A. § 875(c))

Table of Contents

§ 25:7	Interstate transmission of an extortionate communication (18 U.S.C.A. § 875(d))
§ 25:8	Sentencing violations of 18 U.S.C.A. § 875
§ 25:9	Mailing a demand for ransom or reward (18 U.S.C.A § 876(a))
§ 25:10	Mailing threatening communications (18 U.S.C.A. § 876(b))
§ 25:11	Mailing a threat to kidnap or injure (18 U.S.C.A. § 876(c))
§ 25:12	Mailing an extortionate threat to reputation (18 U.S.C.A. § 876(d))
§ 25:13	Sentencing violations of 18 U.S.C.A. § 876
§ 25:14	Receiving the proceeds of extortion (18 U.S.C.A. § 880)

CHAPTER 26. EXTORTIONATE CREDIT TRANSACTIONS TITLE 18 U.S.C.A. CHAPTER 42

- § 26:1 Extortionate credit transactions—Introductory note § 26:2 Extortionate extension of credit (loansharking) (18
- U.S.C.A. § 892(a)) § 26:3 Financing extortionate extensions of credit (18

§ 25:15 Sentencing violations of 18 U.S.C.A. § 880

- U.S.C.A. § 893) § 26:4 Extortionate collection of debt (18 U.S.C.A. § 894)
- § 26:5 Sentencing violations of 18 U.S.C.A. §§ 892 to 894

CHAPTER 27. FALSE PERSONATION TITLE 18 U.S.C.A. CHAPTER 43

- § 27:1 Misrepresentation of citizenship (18 U.S.C.A. § 911)
- § 27:2 Sentencing § 911 crimes
- § 27:3 False impersonation of an officer of the United States (18 U.S.C.A. § 912)
- § 27:4 Sentencing § 912 crimes

CHAPTER 28. GUN CONTROL ACT 18 U.S.C.A. CHAPTER 44

I. THE GUN CONTROL ACT (GCA)—COMMON ISSUES

- § 28:1 Gun Control Act—Introductory note
- § 28:2 Second Amendment

- § 28:3 Prohibited persons
- § 28:4 Expungement and civil rights restoration

II. CRIMES DESCRIBED IN 18 U.S.C.A. § 922

Importing, manufacturing, or dealing in firearms § 28:5 without a license (18 U.S.C.A. § 922(a)(1)(A)) Shipment or transportation of firearms to a person § 28:6 not licensed as a dealer, importer, manufacturer, or collector (18 U.S.C.A. § 922(a)(2)) § 28:7 Transporting or receiving firearms in the state of residence (18 U.S.C.A. § 922(a)(3)) § 28:8 Unlawful transportation of a destructive device, machinegun, short-barreled shotgun, or shortbarreled rifle (18 U.S.C.A. § 922(a)(4)) § 28:9 Unlawful disposition of firearms by an unlicensed dealer (18 U.S.C.A. § 922(a)(5)) False statement in the purchase of a firearm (18 § 28:10 U.S.C.A. § 922(a)(6)) § 28:11 Unlawful sale or delivery of firearms (18 U.S.C.A. § 922(b)(1) to (3)) Unlawful sale or delivery of firearms without specific § 28:12 authority (18 U.S.C.A. § 922(b)(4)) Sale of a firearm to a prohibited person (18 U.S.C.A. § 28:13 § 922(d)) § 28:14 Delivery of firearms to a carrier without written notice (18 U.S.C.A. § 922(e)) § 28:15 Unlawful shipment, transportation, possession, or receipt of a firearm or ammunition by a prohibited person (18 U.S.C.A. § 922(g)(1)) § 28:16 Transportation or shipment of a stolen firearm (18 U.S.C.A. § 922(i)) § 28:17 Possession or sale of a stolen firearm (18 U.S.C.A. § 922(j) Transportation, shipment, possession, or receipt in § 28:18 commerce of a firearm with a removed or altered serial number (18 U.S.C.A. § 922(k)) § 28:19 Shipment, transportation, or receipt of a firearm by a person under indictment for a felony (18 U.S.C.A. § 922(n)) § 28:20 Possession of a machinegun (18 U.S.C.A. § 922(o)(1)) § 28:21 Theft of a firearm from a federal firearms licensee (18

Sentencing violations of 18 U.S.C.A. § 922

§ 28:22

U.S.C.A. § 922(u))

III. CRIMES DESCRIBED IN 18 U.S.C.A. §§ 924, 932, AND 933

§ 28:23	Making a false statement during a firearm purchase (18 U.S.C.A. § 924(a)(1)(A)) (lie and buy)
§ 28:24	Sentencing violations of 18 U.S.C.A. § 924(a)(1)(A)
§ 28:25	Two § 924(c) crimes
§ 28:26	Using or carrying a firearm during a crime of violence or drug trafficking crime (18 U.S.C.A. § 924(c))
§ 28:27	Possessing a firearm in furtherance of a crime of violence or drug trafficking crime (18 U.S.C.A. § 924(c))
§ 28:28	Sentencing violations of 18 U.S.C.A. § 924(c)
§ 28:29	Straw purchasing of firearms (18 U.S.C.A. § 932)
§ 28:30	Trafficking in firearms (18 U.S.C.A. § 933(a)(1))
§ 28:31	Sentencing violations of 18 U.S.C.A. §§ 932 and 933

CHAPTER 29. FRAUD AND FALSE STATEMENTS TITLE 18 U.S.C.A. CHAPTER 47

I. FEDERAL FALSE STATEMENT CRIMES

A. TITLE 18 U.S.C.A. § 1001

§ 29:1	Title 18 U.S.C.A. § 1001—Introductory note
§ 29:2	Concealing a material fact (18 U.S.C.A. § 1001(a)(1))
§ 29:3	Making a false statement or representation (18
	U.S.C.A. § 1001(a)(2))
3 29:4	Making or using a false writing or document (18
	U.S.C.A. § 1001(a)(3))
\$ 29:5	Sentencing violations of 18 U.S.C.A. § 1001

B. FALSE STATEMENTS TO INSURING ENTITIES (18 U.S.C.A. §§ 1005 TO 1014)

§ 29:6	Introductory note
§ 29:7	False entry in bank records (18 U.S.C.A. § 1005) (third paragraph)
§ 29:8	Fraudulently benefitting from a loan by a federally insured institution (18 U.S.C.A. § 1005) (fourth paragraph)
§ 29:9	False entries in federal credit institution records (18 U.S.C.A. § 1006) (first clause)
§ 29:10	Insider fraud on a federally insured financial institution (18 U.S.C.A. § 1006) (second clause)

§ 29:11	Participation in federal credit institution transactions (18 U.S.C.A. § 1006) (third clause)
§ 29:12	False statements to influence the FDIC (18 U.S.C.A. § 1007)
§ 29:13	Sentencing violations of 18 U.S.C.A. §§ 1005, 1006, and 1007
§ 29:14	False statements in HUD transactions (18 U.S.C.A. § 1010)
§ 29:15	Sentencing violations of 18 U.S.C.A. § 1010
§ 29:16	False statement to a federally insured institution (18 U.S.C.A. § 1014)
§ 29:17	Sentencing violations of 18 U.S.C.A. § 1014
C.	IMMIGRATION FALSE STATEMENTS (18 U.S.C.A. § 1015)
§ 29:18	Immigration false statements—Introductory note
§ 29:19	Making a false statement in an immigration document (18 U.S.C.A. § 1015(a))
§ 29:20	False denial of naturalization or citizenship (18 U.S.C.A. § 1015(b))
§ 29:21	Use of fraudulent immigration document (18 U.S.C.A. $\S 1015(c)$)
§ 29:22	Making a false certificate of appearance (18 U.S.C.A. § 1015(d))
§ 29:23	False claim of citizenship (18 U.S.C.A. § 1015(e))
§ 29:24	False claim of citizenship in order to vote (18 U.S.C.A. § 1015(f))
§ 29:25	Sentencing violations of 18 U.S.C.A. § 1015
II. ID	ENTITY THEFT
A.	IDENTITY THEFT (18 U.S.C.A. § 1028)
§ 29:26	Identity theft—Introductory note
§ 29:27	—Jurisdictional elements
§ 29:28	Production of false document (18 U.S.C.A. § 1028(a)(1))
§ 29:29	Fraudulent transfer of an identification document, authentication feature, or false identification document (18 U.S.C.A. § 1028(a)(2))
§ 29:30	Fraudulent possession of five or more identification documents, authentication features, or false identification documents (18 U.S.C.A. § 1028(a)(3))
§ 29:31	Possession of an identification document, authentication feature, or false identification

	document with intent to defraud the United States (18 U.S.C.A. § 1028(a)(4))
§ 29:32	Production, transfer, or possession of a document-
5 20.02	making implement or authentication feature with
	the intent that it be used in the production of a false
	identification document or another implement or
6 00 00	feature (18 U.S.C.A. § 1028(a)(5)
§ 29:33	Possession of a stolen identification document or authentication feature (18 U.S.C.A. § 1028(a)(6))
§ 29:34	Unlawful transfer, possession, or use of a means of identification (18 U.S.C.A. § 1028(a)(7))
§ 29:35	Trafficking in false or actual authentication features (18 U.S.C.A. § 1028(a)(8))
§ 29:36	Sentencing violations of 18 U.S.C.A. § 1028
	-
В.	AGGRAVATED IDENTITY THEFT (18 U.S.C.A.
	§ 1028A)
§ 29:37	Aggravated identity theft—Introductory note
§ 29:38	Aggravated identity theft (18 U.S.C.A. § 1028A(a)(1))
§ 29:39	Aggravated identity theft (terrorism) (18 U.S.C.A. § 1028A(a)(2))
§ 29:40	Sentencing violations of 18 U.S.C.A. § 1028A
III. C	OMPUTER CRIMES
A.	ACCESS DEVICE CRIMES (18 U.S.C.A. § 1029)
§ 29:41	Access device crimes—Introductory note
§ 29:42	Production, use, or trafficking in counterfeit access devices (18 U.S.C.A. § 1029(a)(1))
§ 29:43	Trafficking or use of unauthorized access devices (18 U.S.C.A. § 1029(a)(2))
§ 29:44	Possession of multiple unauthorized or counterfeit access devices (18 U.S.C.A. § 1029(a)(3))
§ 29:45	Production, trafficking, and possession of device-
	making equipment (18 U.S.C.A. § 1029(a)(4))
§ 29:46	Fraudulent transactions with another's access device (18 U.S.C.A. § 1029(a)(5))
§ 29:47	Solicitation to sell access device or information regarding an access device (18 U.S.C.A. § 1029(a)(6))
§ 29:48	Use, production, trafficking, or possession of modified telecommunication instrument (18 U.S.C.A. § 1029(a)(7))
§ 29:49	Use, production, trafficking, or possession of a scanning receiver (18 U.S.C.A. § 1029(a)(8))

§ 29:50	Use, production, trafficking, or possession of hardware or software configured to obtain telecommunication services (18 U.S.C.A. § 1029(a)(9))
§ 29:51	Fraudulent presentation of evidence of payment by access device (18 U.S.C.A. § 1029(a)(10))
§ 29:52	Sentencing violations of 18 U.S.C.A. § 1029
В.	COMPUTER FRAUD AND ABUSE ACT (CFAA) (18 U.S.C.A. § 1030)
§ 29:53	Introduction
§ 29:54	Protected computers
§ 29:55	"Without authorization" and "exceeding authorized access"
§ 29:56	Computer espionage (18 U.S.C.A. § 1030(a)(1))
§ 29:57	Obtaining information from a financial institution or government computer (18 U.S.C.A. § 1030(a)(2))
§ 29:58	Accessing a nonpublic computer used by the government (government computer trespassing) (18 U.S.C.A. § 1030(a)(3))
§ 29:59	Fraudulent use of a protected computer (18 U.S.C.A. § 1030(a)(4))
§ 29:60	Intentional damage to a protected computer (18 U.S.C.A. § 1030(a)(5)(A))
§ 29:61	Reckless damage to a protected computer (18 U.S.C.A. $\S 1030(a)(5)(B)$)
§ 29:62	Damage to a protected computer causing loss (18 U.S.C.A. $\S 1030(a)(5)(C)$)
§ 29:63	Trafficking in passwords (18 U.S.C.A. § 1030(a)(6))
§ 29:64	Extortion by threatening to damage a protected computer (18 U.S.C.A. § 1030(a)(7)(A))
§ 29:65	Extortion by threatening to obtain information from a protected computer (18 U.S.C.A. § 1030(a)(7)(B))
§ 29:66	Extortion by demanding money in relation to a protected computer (18 U.S.C.A. § 1030(a)(7)(C))
§ 29:67	Sentencing violations of 18 U.S.C.A. § 1030
IV. O'	THER CHAPTER 47 FRAUD CRIMES
§ 29:68	Major fraud against the United States (18 U.S.C.A. § 1031)
§ 29:69	Sentencing violations of 18 U.S.C.A. § 1031
§ 29:70	False statements relating to health care matters (18 U.S.C.A. \S 1035(a)(1))
§ 29:71	False statements relating to health care matters (18 U.S.C.A. § 1035(a)(2))

§ 29:72 Sentencing violations of 18 U.S.C.A. § 1035

CHAPTER 30. FUGITIVE FROM JUSTICE TITLE 18 U.S.C.A. CHAPTER 49

- § 30:1 Concealing a person from arrest (18 U.S.C.A. § 1071)
- § 30:2 Harboring or concealing escaped prisoner (18 U.S.C.A. § 1072)
- § 30:3 Sentencing violations of 18 U.S.C.A. §§ 1071 and 1072

CHAPTER 31. GAMBLING TITLE 18 U.S.C.A. CHAPTER 50

- § 31:1 Transmission of wagering information (Wire Act of 1961) (18 U.S.C.A. § 1084)
- § 31:2 Sentencing violations of 18 U.S.C.A. § 1084

CHAPTER 32. HOMICIDE TITLE 18 U.S.C.A. CHAPTER 51

- § 32:1 Homicide—Introductory note
- § 32:2 First-degree murder (premeditated) (18 U.S.C.A. § 1111)
- § 32:3 First-degree murder (felony murder) (18 U.S.C.A. § 1111)
- § 32:4 Second-degree murder (18 U.S.C.A. § 1111)
- § 32:5 Sentencing violations of 18 U.S.C.A. § 1111
- § 32:6 Voluntary manslaughter (18 U.S.C.A. § 1112)
- § 32:7 Involuntary manslaughter (18 U.S.C.A. § 1112)
- § 32:8 Sentencing violations of 18 U.S.C.A. § 1112
- § 32:9 Attempted murder or manslaughter (18 U.S.C.A. § 1113)
- § 32:10 Sentencing violations of 18 U.S.C.A. § 1113
- § 32:11 Killing or attempting to kill a federal officer or employee (18 U.S.C.A. § 1114)
- § 32:12 Sentencing violations of 18 U.S.C.A. § 1114

CHAPTER 33. INDIANS TITLE 18 U.S.C.A. CHAPTER 53

- § 33:1 Indian country jurisdiction
- § 33:2 Embezzlement and theft from an Indian tribal organization (18 U.S.C.A. § 1163)
- § 33:3 Sentencing violations of 18 U.S.C.A. § 1163

CHAPTER 34. KIDNAPPING AND HOSTAGE TAKING TITLE 18 U.S.C.A. CHAPTER 55

- § 34:1 Kidnapping (18 U.S.C.A. § 1201(a)(1))
- § 34:2 Sentencing violations of 18 U.S.C.A. § 1201
- § 34:3 Hostage taking (18 U.S.C.A. § 1203(a))
- § 34:4 Sentencing violations of 18 U.S.C.A. § 1203(a)

CHAPTER 35. FRAUD TITLE 18 U.S.C.A. CHAPTER 63

I. MAIL FRAUD AND WIRE FRAUD

- § 35:1 Mail fraud and wire fraud—Introductory note
- § 35:2 Mail fraud (18 U.S.C.A. § 1341)—Jurisdictional element
- § 35:3 Wire fraud (18 U.S.C.A. § 1343)—Jurisdictional element
- § 35:4 Elements common to mail and wire fraud
- § 35:5 Sentencing mail and wire fraud crimes

II. BANK FRAUD

- § 35:6 Bank fraud—Introductory note
- § 35:7 Bank fraud (scheme to defraud bank) (18 U.S.C.A. § 1344(1))
- § 35:8 Bank fraud (scheme to obtain bank property by means of false or fraudulent representations) (18 U.S.C.A. § 1344(2))
- § 35:9 Sentencing violations of 18 U.S.C.A. § 1344

III. HEALTH CARE FRAUD

- § 35:10 Health care fraud—Introductory note
- § 35:11 Health care fraud (defrauding a health care benefit program) (18 U.S.C.A. § 1347(a)(1))
- § 35:12 Health care fraud (obtaining money or property) (18 U.S.C.A. § 1347(a)(2))
- § 35:13 Sentencing violations of 18 U.S.C.A. § 1347

CHAPTER 36. MILITARY AND NAVY TITLE 18 U.S.C.A. CHAPTER 67

§ 36:1 Use of Army, Navy, Marine Corps, Air Force, and Space Force as posse comitatus (18 U.S.C.A. § 1385)

CHAPTER 37. OBSCENITY TITLE 18 U.S.C.A. CHAPTER 71

I. OBSCENITY INVOLVING DEPICTIONS OF ADULTS (18 U.S.C.A. §§ 1461 TO 1466)

§ 37:1	Obscenity—The Miller test
§ 37:2	Mailing obscene material (18 U.S.C.A. § 1461)
§ 37:3	Interstate transportation of obscene material (by common carrier) (18 U.S.C.A. § 1462)
§ 37:4	Interstate transportation of obscene material for purpose of sale or distribution (18 U.S.C.A. § 1465)
§ 37:5	Engaging in the business of producing or selling obscene matter (18 U.S.C.A. § 1466)
§ 37:6	Sentencing obscenity crimes involving depictions of adults (18 U.S.C.A. §§ 1461 to 1466)

II. OBSCENITY AND CHILDREN (18 U.S.C.A. §§ 1466A,1470)

A. OBSCENE VISUAL REPRESENTATIONS OF THE SEXUAL ABUSE OF CHILDREN (18 U.S.C.A. § 1466A)

- § 37:7 Child pornography
- § 37:8 Producing, distributing, receiving, or possessing with intent to distribute obscene visual representations of the sexual abuse of children (18 U.S.C.A. § 1466A(a)(1))
- § 37:9 Producing, distributing, receiving, or possessing with the intent to distribute obscene visual representations of the sexual abuse of children (18 U.S.C.A. § 1466A(a)(2))
- $\S~37:10~$ Possession of obscene visual representations of sexual abuse of children (18 U.S.C.A. $\S~1466A(b)(1))$
- $\ \$ 37:11 Possession of obscene visual representations of sexual abuse of children (18 U.S.C.A. $\$ 1466A(b)(2))
- § 37:12 Sentencing violations of 18 U.S.C.A. § 1466A

B. TRANSFERS OF OBSCENE MATERIAL

- $\ \$ 37:13 Transfer of obscene material to a minor (18 U.S.C.A. $\$ 1470)
- § 37:14 Sentencing violations of 18 U.S.C.A. § 1470

CHAPTER 38. OBSTRUCTION OF JUSTICE TITLE 18 U.S.C.A. CHAPTER 73

I. INTRODUCTION

§ 38:1 Obstruction statutes in Title 18 Chapter 73

II. OBSTRUCTION OF FEDERAL COURT PROCEEDINGS (18 U.S.C.A. § 1503)

- § 38:2 Obstruction of justice—Introduction § 38:3 Corruptly endeavor to influence a juror or court official (18 U.S.C.A. § 1503(a))
- § 38:4 Obstructing justice by threats or force (18 U.S.C.A. § 1503(a))
- § 38:5 Injuring jurors or their property (18 U.S.C.A. § 1503(a))
- $\$ 38:6 Injuring court officials or their property (18 U.S.C.A. $\$ 1503(a))
- § 38:7 Corruptly obstructing the administration of justice (omnibus clause) (18 U.S.C.A. § 1503(a))
- § 38:8 Sentencing violations of 18 U.S.C.A. § 1503

III. WITNESS TAMPERING AND RETALIATION (18 U.S.C.A. §§ 1510, 1512, 1513)

- § 38:9 Witness tampering—Introductory note
- § 38:10 Obstruction of criminal investigations by bribery (18 U.S.C.A. § 1510(a))
- § 38:11 Sentencing violations of 18 U.S.C.A. § 1510(a)
- § 38:12 Witness tampering (killing or attempting to kill) (18 U.S.C.A. § 1512(a)(1))
- § 38:13 Witness tampering (physical force or threats) (18 U.S.C.A. § 1512(a)(2)(A))
- § 38:14 Witness tampering (physical force or threats) (18 U.S.C.A. § 1512(a)(2)(B))
- $\$ 38:15 Witness tampering (physical force or threats) (18 U.S.C.A. $\$ 1512(a)(2)(C))
- § 38:16 Witness tampering (influence, delay, or prevent testimony) (18 U.S.C.A. § 1512(b)(1))
- § 38:17 Witness tampering (withholding or destroying evidence; evading attendance or a summons) (18 U.S.C.A. § 1512(b)(2))
- § 38:18 Witness tampering (communication to a law enforcement officer or judge) (18 U.S.C.A. § 1512(b)(3))

Table of Contents

§ 38:24

§ 38:19 Witness tampering (destroy, alter, or conceal document or object) (18 U.S.C.A. § 1512(c)(1))
§ 38:20 Witness tampering (omnibus clause) (18 U.S.C.A. § 1512(c)(2))
§ 38:21 Obstruction by harassment (18 U.S.C.A. § 1512(d))
§ 38:22 Sentencing violations of 18 U.S.C.A. § 1512
§ 38:23 Retaliating against a witness (18 U.S.C.A. § 1513(b))

Sentencing violations of 18 U.S.C.A. § 1513

IV. TAMPERING WITH EVIDENCE

- § 38:25 Tampering with evidence (18 U.S.C.A. § 1519)
- § 38:26 Sentencing violations of 18 U.S.C.A. § 1519

CHAPTER 39. PASSPORTS AND VISAS TITLE 18 U.S.C.A. CHAPTER 75

§ 39:1 Passports and visas—Introductory note § 39:2 False statement in an application for a passport (18 U.S.C.A. § 1542) (first paragraph) § 39:3 Using or furnishing a passport secured by false statement (18 U.S.C.A. § 1542) (second paragraph) § 39:4 Forgery of a passport (18 U.S.C.A. § 1543) (first paragraph) § 39:5 False use of a passport (18 U.S.C.A. § 1543) (second paragraph) § 39:6 Misuse of a passport (18 U.S.C.A. § 1544) (first paragraph) § 39:7 Misuse of a passport (18 U.S.C.A. § 1544) (second paragraph) § 39:8 Furnishing a false passport (18 U.S.C.A. § 1544) (third paragraph) Counterfeiting immigration documents (18 U.S.C.A. § 39:9 § 1546(a)) (first paragraph, first clause) Use or possession of fraudulent immigration § 39:10 documents (18 U.S.C.A. § 1546(a)) (first paragraph, second clause) § 39:11 False statements in connection with immigration documents (18 U.S.C.A. § 1546(a)) (fourth paragraph, first clause) § 39:12 Presentation of false statement on immigration document (18 U.S.C.A. § 1546(a)) (fourth paragraph, second clause) § 39:13 Sentencing violations of 18 U.S.C.A. §§ 1542-1544

and 1546(a)

CHAPTER 40. PEONAGE, SLAVERY, AND TRAFFICKING IN PERSONS TITLE 18 U.S.C.A. CHAPTER 77

- § 40:1 Sex trafficking—Introductory note
- § 40:2 Sex trafficking of children or by force, fraud, or coercion (18 U.S.C.A. § 1591(a)(1))
- § 40:3 Sex trafficking of children or by force, fraud, or coercion (benefitting from participation in the venture) (18 U.S.C.A. § 1591(a)(2))
- § 40:4 Sentencing violations of 18 U.S.C.A. § 1591(a)

CHAPTER 41. PERJURY TITLE 18 U.S.C.A. CHAPTER 79

- § 41:1 Perjury—Introductory note
- § 41:2 Perjury (18 U.S.C.A. § 1621(1))
- § 41:3 Subornation of perjury (18 U.S.C.A. § 1622)
- § 41:4 False declaration before a court or grand jury (18 U.S.C.A. § 1623)
- § 41:5 Sentencing in perjury cases

CHAPTER 42. POSTAL SERVICE TITLE 18 U.S.C.A. CHAPTER 83

- § 42:1 Postal service—Introductory note
- § 42:2 Obstruction of mails (18 U.S.C.A. § 1701)
- $\$ 42:3 Obstruction of correspondence (taking of mail) (18 U.S.C.A. $\$ 1702)
- § 42:4 Theft of mail (18 U.S.C.A. § 1708) (first paragraph)
- § 42:5 Possession of stolen mail (18 U.S.C.A. § 1708) (third paragraph)
- § 42:6 Embezzlement of mail (18 U.S.C.A. § 1709) (first clause)
- § 42:7 Theft of mail by postal service employee (18 U.S.C.A. § 1709) (second clause)
- § 42:8 Sentencing postal crimes

CHAPTER 43. PRESIDENTIAL AND PRESIDENTIAL STAFF ASSASSINATION, KIDNAPPING, AND ASSAULT TITLE 18 U.S.C.A. CHAPTER 84

§ 43:1 Presidential and Presidential staff assassination, kidnapping, and assault—Introductory note

Table of Contents

- § 43:2 Presidential or Vice Presidential assassination (18 U.S.C.A. § 1751(a)(1))
- § 43:3 Presidential staff assassination (18 U.S.C.A. § 1751(a)(2))
- § 43:4 Presidential or Vice Presidential kidnapping (18 U.S.C.A. § 1751(b))
- § 43:5 Presidential staff kidnapping (18 U.S.C.A. § 1751(b))
- $\$ 43:6 Presidential or Vice Presidential assault (18 U.S.C.A. $\$ 1751(e))
- § 43:7 Presidential or staff assault (18 U.S.C.A. § 1751(e))
- § 43:8 Sentencing violations of 18 U.S.C.A. § 1751

CHAPTER 44. PRISONS 18 U.S.C.A. § 1791

- § 44:1 Prisons—Introductory note
- § 44:2 Providing contraband to a federal prisoner (18 U.S.C.A. § 1791(a)(1))
- § 44:3 Possessing contraband in prison (18 U.S.C.A. § 1791(a)(2))
- § 44:4 Sentencing violations of 18 U.S.C.A. § 1791

CHAPTER 45. PROTECTION OF TRADE TITLE 18 U.S.C.A. CHAPTER 90

- § 45:1 Economic Espionage Act—Introductory note
- § 45:2 Economic espionage (18 U.S.C.A. § 1831)
- § 45:3 Theft of trade secrets (18 U.S.C.A. § 1832)
- § 45:4 Sentencing violations of the Economic Espionage Act

CHAPTER 46. PUBLIC OFFICERS AND EMPLOYEES TITLE 18 U.S.C.A. CHAPTER 93

- § 46:1 False statement regarding federal workers' compensation benefits (18 U.S.C.A. § 1920)
- § 46:2 Sentencing violations of § 1920

CHAPTER 47. RACKETEERING TITLE 18 U.S.C.A. CHAPTER 95

I. HOBBS ACT (18 U.S.C.A. § 1951)

- § 47:1 Hobbs Act—Introductory note
- § 47:2 Interference with commerce by extortion (force or threats of force) (18 U.S.C.A. § 1951)
- § 47:3 Interference with commerce by extortion (color of official right) (18 U.S.C.A. § 1951)

- § 47:4 Interference with commerce by robbery (18 U.S.C.A. § 1951)
- § 47:5 Sentencing violations of the Hobbs Act

II. TRAVEL ACT (18 U.S.C.A. § 1952) AND GAMBLING BUSINESSES (18 U.S.C.A. §§ 1953, 1955)

A. TRAVEL ACT

- § 47:6 Interstate travel in aid of racketeering (Travel Act) (ITAR) (18 U.S.C.A. § 1952(a))
- § 47:7 Sentencing violations of the Travel Act

B. GAMBLING BUSINESSES

- § 47:8 Interstate transportation of wagering paraphernalia (bookmaking) (18 U.S.C.A. § 1953)
- § 47:9 Illegal gambling business (18 U.S.C.A. § 1955)
- § 47:10 Sentencing bookmaking and gambling business crimes

III. MONEY LAUNDERING (18 U.S.C.A. §§ 1956,1957)

A. INTRODUCTION

- § 47:11 Money laundering—Introductory note
 - B. DOMESTIC MONEY LAUNDERING (18 U.S.C.A. § 1956(A)(1))
- § 47:12 Domestic money laundering—Introductory note
- § 47:13 Domestic promotion money laundering (18 U.S.C.A. \$1956(a)(1)(A)(i))
- § 47:14 Domestic money laundering (tax violations) (18 U.S.C.A. § 1956(a)(1)(A)(ii))
- \$47:15 Domestic concealment money laundering (18 U.S.C.A. \$1956(a)(1)(B)(i))
- § 47:16 Domestic money laundering (avoiding reporting) ("smurfing") (18 U.S.C.A. § 1956(a)(1)(B)(ii))

C. INTERNATIONAL MONEY LAUNDERING (18 U.S.C.A. § 1956(A)(2))

- § 47:17 International money laundering—Introductory note
- § 47:18 International promotion money laundering (18 U.S.C.A. § 1956(a)(2)(A))

Table of Contents

- § 47:19 International concealment money laundering (18 U.S.C.A. § 1956(a)(2)(B)(i))
- § 47:20 International money laundering (avoid reporting) (18 U.S.C.A. § 1956(a)(2)(B)(ii))
 - D. MONEY LAUNDERING "STINGS" (REVERSE MONEY LAUNDERING) (18 U.S.C.A. § 1956(a)(3))
- § 47:21 Money laundering "stings"—Introductory note
- $\$ 47:22 Money laundering "sting" (promotion) (18 U.S.C.A. $\$ 1956(a)(3)(A)
- $\$ 47:23 Money laundering "sting" (concealment) (18 U.S.C.A. $\$ 1956(a)(3)(B))
- § 47:24 Money laundering "sting" (intent to avoid transaction reporting requirement) (18 U.S.C.A. § 1956(a)(3)(C))
 - E. CONSPIRACY (18 U.S.C.A. § 1956(H))
- § 47:25 Money laundering conspiracy (18 U.S.C.A. § 1956(h))
 - F. MONEY SPENDING (18 U.S.C.A. § 1957)
- § 47:26 Money laundering (engaging in monetary transactions in property derived from specified unlawful activity) (money spending) (18 U.S.C.A. § 1957)
 - G. SENTENCING MONEY LAUNDERING CRIMES
- § 47:27 Sentencing violations of 18 U.S.C.A. §§ 1956 and 1957

IV. MURDER-FOR-HIRE AND VCAR

- § 47:28 Murder-for-hire (18 U.S.C.A. § 1958)
- § 47:29 Sentencing violations of 18 U.S.C.A. § 1958
- § 47:30 Violent Crime in Aid of Racketeering Enterprise (VCAR or VICAR) (18 U.S.C.A. § 1959)
- § 47:31 Sentencing violations of 18 U.S.C.A. § 1959

CHAPTER 48. RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS (RICO) (18 U.S.C.A. § 1962) TITLE 18 U.S.C.A. CHAPTER 96

§ 48:1 RICO—Introductory note

- § 48:2 RICO (using or investing income from racketeering activity) (18 U.S.C.A. § 1962(a))
- § 48:3 RICO (acquiring an interest in enterprise) (18 U.S.C.A. § 1962(b))
- § 48:4 RICO (conduct the affairs) (18 U.S.C.A. § 1962(c))
- § 48:5 RICO conspiracy (18 U.S.C.A. § 1962(d))
- § 48:6 Sentencing violations of 18 U.S.C.A. § 1962

CHAPTER 49. ROBBERY AND BURGLARY TITLE 18 U.S.C.A. CHAPTER 103

I. BANK ROBBERY AND BANK THEFT (18 U.S.C.A. § 2113)

- § 49:1 Bank robbery and theft—Introductory note
- § 49:2 Unarmed bank robbery (18 U.S.C.A. § 2113(a)) (paragraph one)
- § 49:3 Entering to commit bank robbery or another felony (bank burglary) (18 U.S.C.A. § 2113(a)) (paragraph two)
- § 49:4 Bank theft (18 U.S.C.A. § 2113(b))
- § 49:5 Possession of stolen bank money or property (18 U.S.C.A. § 2113(c))
- § 49:6 Armed bank robbery (18 U.S.C.A. § 2113(d))
- § 49:7 Kidnapping or murder during a bank robbery (18 U.S.C.A. § 2113(e))
- § 49:8 Sentencing violations of 18 U.S.C.A. § 2113

II. ROBBERY OF U.S. MAIL OR PROPERTY (18 U.S.C.A. § 2114)

- § 49:9 Robbery of U.S. property—Introductory note
- § 49:10 Assault with intent to rob mail matter, money, or other property of the United States (18 U.S.C.A. § 2114(a))
- § 49:11 Robbery or attempted robbery of mail matter, money, or other property of the United States (18 U.S.C.A. § 2114(a))
- § 49:12 Receipt, possession, concealment, or disposal of stolen mail matter, money, or other property of the United States (18 U.S.C.A. § 2114(b))
- § 49:13 Sentencing violations of 18 U.S.C.A. § 2114

III. CARJACKING

§ 49:14 Carjacking (18 U.S.C.A. § 2119)

§ 49:15 Sentencing violations of 18 U.S.C.A. § 2119

CHAPTER 50. SEXUAL ABUSE TITLE 18 U.S.C.A. CHAPTER 109A

§ 50:1	Sexual abuse—Introductory note
§ 50:2	Aggravated sexual abuse by force or threat (18 U.S.C.A. § 2241(a))
§ 50:3	Aggravated sexual abuse (renders person unconscious) (18 U.S.C.A. § 2241(b)(1))
§ 50:4	Aggravated sexual abuse (administration of a drug, intoxicant, or other substance) (18 U.S.C.A. § 2241(b)(2))
§ 50:5	Aggravated sexual abuse (child under 12) (crosses state line) (18 U.S.C.A. § 2241(c))
§ 50:6	Aggravated sexual abuse (child under 12) (SMTJ or prison) (18 U.S.C.A. § 2241(c))
§ 50:7	Aggravated sexual abuse (sexual act with a child between 12 and 16) (18 U.S.C.A. § 2241(c))
§ 50:8	Sexual abuse by threat (18 U.S.C.A. § 2242(1))
§ 50:9	Sexual abuse (incapacity of the victim) (18 U.S.C.A. § 2242(2))
§ 50:10	Sexual abuse (lack of consent) (18 U.S.C.A. § 2242(3))
§ 50:11	Sexual abuse of a minor (18 U.S.C.A. § 2243(a))
§ 50:12	Sexual abuse of a ward (18 U.S.C.A. § 2243(b))
§ 50:13	Sexual abuse of an individual in federal custody (18 U.S.C.A. \S 2243(c))
§ 50:14	Abusive sexual contact (18 U.S.C.A. § 2244(a))
§ 50:15	Abusive sexual contact without permission (18 U.S.C.A. § 2244(b))
§ 50:16	Sentencing Chapter 109A sexual abuse crimes

CHAPTER 51. SEX OFFENDER AND CRIMES AGAINST CHILDREN REGISTRY (SORNA) TITLE 18 U.S.C.A. CHAPTER 109B

- § 51:1 SORNA—Introductory note
- $\$ 51:2 Failure to register (18 U.S.C.A. $\$ 2250(a))
- § 51:4 Sentencing violations of 18 U.S.C.A. § 2250

CHAPTER 52. SEXUAL EXPLOITATION AND ABUSE OF CHILDREN TITLE 18 U.S.C.A. CHAPTER 110

I. OVERVIEW OF TITLE 18 U.S.C.A. CHAPTER 110

§ 52:1 Title 18 U.S.C.A. Chapter 110—Introductory note

II. SEXUAL EXPLOITATION OF CHILDREN (18 U.S.C.A. § 2251)

- § 52:2 Sexual exploitation of children—Introductory note
- § 52:3 Sexual exploitation of a child by a person other than the parent or guardian (18 U.S.C.A. § 2251(a))
- § 52:4 Sexual exploitation of a child by a parent or guardian (18 U.S.C.A. § 2251(b))
- § 52:5 Sexual exploitation of a child outside the United States (18 U.S.C.A. § 2251(c))
- § 52:6 Sexual exploitation of a child (notice or advertisement to acquire) (18 U.S.C.A. § 2251(d))
- § 52:7 Sentencing violations of 18 U.S.C.A. § 2251

III. SELLING OR BUYING OF CHILDREN (18 U.S.C.A. § 2251A)

- § 52:8 Selling children (18 U.S.C.A. § 2251A(a))
- § 52:9 Buying children (18 U.S.C.A. § 2251A(b))
- § 52:10 Sentencing violations of 18 U.S.C.A. § 2251A

IV. CERTAIN ACTIVITIES RELATING TO MATERIAL INVOLVING THE SEXUAL EXPLOITATION OF MINORS (18 U.S.C.A. § 2252)

- § 52:11 Material involving the sexual exploitation of minors— Introductory note
- § 52:12 Transporting or shipping material involving sexual exploitation of minors (18 U.S.C.A. § 2252(a)(1))
- § 52:13 Receiving and distributing material involving the sexual exploitation of minors (18 U.S.C.A. § 2252(a)(2))
- § 52:14 Sexual exploitation of children (sale of child pornography) (18 U.S.C.A. § 2252(a)(3)(B))
- § 52:15 Sexual exploitation of children (possession of child pornography) (18 U.S.C.A. § 2252(a)(4)(B))
- § 52:16 Sentencing violations of 18 U.S.C.A. § 2252

V. CERTAIN ACTIVITIES RELATING TO MATERIAL CONSTITUTING OR CONTAINING CHILD PORNOGRAPHY (18 U.S.C.A. § 2252A)

§ 52:17	Material constituting or containing child pornography—Introductory note
§ 52:18	Transporting or shipping child pornography (18 U.S.C.A. § 2252A(a)(1))
§ 52:19	Receiving or distributing child pornography (18 U.S.C.A. § 2252A(a)(2)(A))
§ 52:20	Receiving or distributing material that contains child pornography (18 U.S.C.A. § 2252A(a)(2)(B))
§ 52:21	Reproduction of child pornography for distribution (18 U.S.C.A. $\S~2252A(a)(3)(A)$)
§ 52:22	Sale or possession with intent to sell of child pornography in U.S. territory (18 U.S.C.A. § 2252A(a)(4)(A))
§ 52:23	Sale or possession with intent to sell of child pornography in interstate or foreign commerce (18 U.S.C.A. § 2252A(a)(4)(B))
§ 52:24	Possession of or access with intent to view child pornography in U.S. territory (18 U.S.C.A. § 2252A(a)(5)(A))
§ 52:25	Possession of or access with intent to view child pornography in interstate commerce (18 U.S.C.A. § 2252A(a)(5)(B))
§ 52:26	Providing child pornography to a minor (18 U.S.C.A. § 2252A(a)(6)(A), (B), (C))
§ 52:27	Production with intent to distribute and distribution of adapted child pornography (18 U.S.C.A. § 2252A(a)(7))
§ 52:28	Child Exploitation Enterprise (CEE) (18 U.S.C.A. § 2252A(g))
§ 52:29	Sentencing violations of 18 U.S.C.A. § 252A

VI. PRODUCTION OF SEXUALLY EXPLICIT DEPICTIONS OF A MINOR FOR IMPORTATION INTO THE UNITED STATES (18 U.S.C.A. § 2260)

- § 52:30 Production of sexually explicit depictions of a minor for importation into the United States (use of minor) (18 U.S.C.A. § 2260(a))
 § 52:31 Production of sexually explicit depictions of a minor for importation into the United States (use of visual depiction) (18 U.S.C.A. § 2260(b))
- § 52:32 Sentencing violations of 18 U.S.C.A. § 2260

§ 52:33 Penalties for registered sex offenders (18 U.S.C.A. § 2260A)

CHAPTER 53. DOMESTIC VIOLENCE AND STALKING TITLE 18 U.S.C.A. CHAPTER 110A

I. DOMESTIC VIOLENCE AND STALKING

§ 53:1 Domestic violence and stalking—Introductory note

II. INTERSTATE DOMESTIC VIOLENCE (18 U.S.C.A. § 2261)

- § 53:2 Interstate domestic violence—Introductory note
- § 53:3 Interstate domestic violence (travel or conduct of offender) (18 U.S.C.A. § 2261(a)(1))
- § 53:4 Interstate domestic violence (travel of victim) (18 U.S.C.A. § 2261(a)(2))
- § 53:5 Sentencing violations of § 18 U.S.C.A. 2261

III. INTERSTATE STALKING AND CYBERSTALKING (18 U.S.C.A. § 2261A)

- § 53:6 Interstate stalking—Introductory note
- § 53:7 Interstate stalking (fear of death or serious physical injury) (18 U.S.C.A. § 2261A(1)(A))
- § 53:8 Interstate stalking (emotional distress) (18 U.S.C.A. § 2261A(1)(B))
- § 53:9 Cyberstalking (18 U.S.C.A. § 2261A(2)(A)) (place in fear)
- § 53:10 Cyberstalking (18 U.S.C.A. § 2261A(2)(B)) (substantial emotional distress)
- § 53:11 Sentencing violations of 18 U.S.C.A. § 2261A

IV. INTERSTATE VIOLATION OF A PROTECTION ORDER (18 U.S.C.A. § 2262)

- § 53:12 Protective orders—Introductory note
- \S 53:13 Interstate violation of protection order (18 U.S.C.A. \S 2262(a)(1)) (travel or conduct of the offender)
- § 53:14 Interstate violation of protection order (18 U.S.C.A. § 2262(a)(2)) (causing travel of victim)
- § 53:15 Sentencing violations of 18 U.S.C.A. § 2262

CHAPTER 54. SHIPPING TITLE 18 U.S.C.A. CHAPTER 111

§ 54:1 Shipping—Introductory note

Table of Contents

- § 54:2 Transportation of explosive, biological, chemical, radioactive, or nuclear materials (18 U.S.C.A. § 2283(a))
- § 54:3 Transportation of terrorists (18 U.S.C.A. § 2284(a))
- § 54:4 Sentencing violations of 18 U.S.C.A. §§ 2283(a) and 2284(a)

CHAPTER 55. STOLEN PROPERTY TITLE 18 U.S.C.A. CHAPTER 113

I. NATIONAL MOTOR VEHICLE THEFT ACT (DYER ACT) (18 U.S.C.A. §§ 2312, 2313)

- § 55:1 Dyer Act—Introductory note
- § 55:2 Interstate transportation of a stolen motor vehicle (18 U.S.C.A. § 2312)
- § 55:3 Sale or receipt of a stolen motor vehicle (18 U.S.C.A. § 2313)
- § 55:4 Sentencing violations of 18 U.S.C.A. §§ 2312 and 2313

II. NATIONAL STOLEN PROPERTY ACT (NSPA) (18 U.S.C.A. §§ 2314, 2315)

- § 55:5 NSPA—Introductory note
- § 55:6 Interstate transportation of stolen property (18 U.S.C.A. § 2314) (first paragraph)
- § 55:7 Interstate travel to execute or conceal fraud (18 U.S.C.A. § 2314) (second paragraph)
- § 55:8 Interstate transportation of falsely made, forged, altered, or counterfeited securities or tax stamps (18 U.S.C.A. § 2314) (third paragraph)
- § 55:9 Interstate transportation of a traveler's check bearing a forged countersignature (18 U.S.C.A. § 2314) (fourth paragraph)
- § 55:10 Interstate transportation of tools used in making, forging, altering, or counterfeiting any security or tax stamps (18 U.S.C.A. § 2314) (fifth paragraph)
- § 55:11 Interstate transport of veterans' memorial objects (18 U.S.C.A. § 2314) (sixth paragraph)
- § 55:12 Sale or receipt of stolen property (18 U.S.C.A. § 2315) (first paragraph)
- § 55:13 Receipt of counterfeit securities or tax stamps (18 U.S.C.A. § 2315) (second paragraph)
- § 55:14 Receipt of veterans' memorial objects (18 U.S.C.A. § 2315) (sixth paragraph)

§ 55:15 Sentencing violations of 18 U.S.C.A. §§ 2314 and 2315

III. TRAFFICKING IN COUNTERFEIT GOODS OR SERVICES (18 U.S.C.A. § 2320)

- § 55:16 Counterfeit goods or services—Introductory note
- § 55:17 Trafficking in counterfeit goods or services (18 U.S.C.A. § 2320(a)(1))
- § 55:18 Trafficking in goods or services bearing a counterfeit mark likely to cause confusion, mistake, or deception (18 U.S.C.A. § 2320(a)(2))
- § 55:19 Trafficking in counterfeit military goods or services (18 U.S.C.A. § 2320(a)(3))
- § 55:20 Trafficking in counterfeit drugs (18 U.S.C.A. § 2320(a)(4))
- § 55:21 Sentencing violations of 18 U.S.C.A. § 2320

CHAPTER 56. TERRORISM TITLE 18 U.S.C.A. CHAPTER 113B

I. USE OF WEAPONS OF MASS DESTRUCTION (18 U.S.C.A. § 2332A)

- § 56:1 Use of weapons of mass destruction against person or property in the United States (18 U.S.C.A. § 2332a(a)(2))
- § 56:2 Sentencing violations of 18 U.S.C.A. § 2232a cases

II. MATERIAL SUPPORT (18 U.S.C.A. §§ 2339A AND 2339B)

- § 56:3 Material support—Introductory note
- § 56:4 Providing material support to terrorists (18 U.S.C.A. § 2339A)
- § 56:5 Providing material support or resources to designated foreign terrorist organizations (18 U.S.C.A. § 2339B)
- § 56:6 Sentencing violations of 18 U.S.C.A. §§ 2339A and 2339B

III. INSURRECTION AND SEDITIOUS CONSPIRACY (18 U.S.C.A. §§ 2383, 2384)

- § 56:7 Insurrection (18 U.S.C.A. § 2383)
- § 56:8 Seditious conspiracy (18 U.S.C.A. § 2384)
- § 56:9 Sentencing violations of 18 U.S.C.A. §§ 2383 and 2384

CHAPTER 57. TRANSPORTATION FOR ILLEGAL SEXUAL ACTIVITY (MANN ACT) TITLE 18 U.S.C.A. CHAPTER 117

I. MANN ACT

§ 57:1 Mann Act—Introductory note

II. INTERSTATE OR FOREIGN TRANSPORT (18 U.S.C.A. § 2421)

§ 57:2 Transportation for prostitution (18 U.S.C.A. § 2421(a))

III. INTERACTIVE COMPUTER SERVICE (18 U.S.C.A. § 2422)

- § 57:3 Using an interactive computer service to promote or facilitate prostitution (18 U.S.C.A. § 2421A(a))
- § 57:4 Aggravated use of an interactive computer service to promote or facilitate prostitution (18 U.S.C.A. § 2421A(b))
- § 57:5 Sentencing violations of 18 U.S.C.A. §§ 2421(a) and 2421A

IV. COERCION AND ENTICEMENT (18 U.S.C.A. § 2422)

- § 57:6 Persuading or coercing to travel to engage in prostitution (18 U.S.C.A. § 2422(a))
- § 57:7 Persuading or coercing a minor to engage in sexual activity (grooming) (18 U.S.C.A. § 2422(b))
- § 57:8 Sentencing violations of 18 U.S.C.A. § 2422

V. TRANSPORTATION OF MINORS (18 U.S.C.A. § 2423)

- § 57:9 Transportation of minors—Introductory note
- § 57:10 Transportation of a minor to engage in criminal sexual activity (18 U.S.C.A. § 2423(a))
- § 57:11 Traveling with intent to engage in illicit sexual conduct (18 U.S.C.A. § 2423(b))
- $\$ 57:12 Engaging in illicit sexual conduct abroad (18 U.S.C.A. $\$ 2423(c))
- § 57:13 Illicit sexual conduct in connection with certain organizations (18 U.S.C.A. 2423(d)
- $\S~57:14$ Facilitating travel of another to engage in illicit sexual conduct (18 U.S.C.A. $\S~2423(e))$ (travel agent)

§ 57:15 Sentencing violations of 18 U.S.C.A. § 2423

VI. USE OF INTERSTATE FACILITIES TO SOLICIT SEXUAL ACTIVITY WITH A CHILD UNDER 16 (18 U.S.C.A. § 2425)

- § 57:16 Use of interstate facilities to transmit information about a minor (18 U.S.C.A. § 2425)
- § 57:17 Sentencing violations of 18 U.S.C.A. § 2425

CHAPTER 58. WIRETAP ACT TITLE 18 U.S.C.A. CHAPTER 119

- § 58:1 Wiretap Act—Introductory note
- § 58:2 Illegal wiretapping and electronic eavesdropping (18 U.S.C.A. § 2511(1)(a))
- § 58:3 Illegal wiretapping and electronic eavesdropping (18 U.S.C.A. § 2511(1)(b))
- § 58:4 Illegal disclosure of information obtained by wiretapping or electronic eavesdropping (18 U.S.C.A. § 2511(1)(c))
- § 58:5 Intentional use of the contents of unlawfully obtained information (18 U.S.C.A. § 2511(1)(d))
- § 58:6 Intentional disclosure of the contents of unlawfully obtained information (18 U.S.C.A. § 2511(1)(e))
- § 58:7 Sentencing violations of 18 U.S.C.A. § 2511(1)

CHAPTER 59. BAIL REFORM ACT TITLE 18 U.S.C.A. CHAPTER 207

- § 59:1 Bail Reform Act—Introductory note
- $\$ 59:2 Failure to appear (bail jumping) (18 U.S.C.A. $\$ $\$ 3146(a)(1))
- § 59:3 Failure to surrender (18 U.S.C.A. § 3146(a)(2))
- § 59:4 Sentencing violations of 18 U.S.C.A. § 3146
- § 59:5 Penalty for an offense committed while on release (18 U.S.C.A. § 3147)

CHAPTER 60. DRUG ABUSE TITLE 21 U.S.C.A. CHAPTER 13

I. COMMON ISSUES IN CONTROLLED SUBSTANCE PROSECUTIONS

- § 60:1 Controlled substance prosecutions—Introductory note
- § 60:2 Mens rea

§ 60:3 Attempts and conspiracies to commit a controlled substance crime

II. CONTROLLED SUBSTANCES ACT (CSA) (21 U.S.C.A. §§ 841 TO 865)

§ 60:4	Possession of controlled substances with intent to distribute (21 U.S.C.A. § 841(a)(1))
§ 60:5	Distribution or manufacture of a controlled substance (21 U.S.C.A. §§ 841(a)(1))
§ 60:6	Prescription drug diversion (21 U.S.C.A. § 841(a)(1)); 21 C.F.R. § 1306.04(a) ("pill mills")
§ 60:7	Controlled substances—unlawful distribution by pharmacist (21 U.S.C.A. § 841(a)(1); 21 C.F.R. § 1306.04(a))
§ 60:8	Possession with intent to distribute an analogue controlled substance (21 U.S.C.A. §§ 802(32)(A), 813(a), 841(a)(1)) ("designer drugs")
§ 60:9	Distribution of a controlled substance to a person under 21 years (21 U.S.C.A. § 841(a)(1) and 859)
§ 60:10	Distribution of a controlled substance in or near a school (21 U.S.C.A. §§ 841(a)(1), 860)
§ 60:11	Employment of a minor to violate drug laws (21 U.S.C.A. §§ 841(a)(1), 861(a)(1))
§ 60:12	Possession of listed chemical with intent to manufacture (21 U.S.C.A. § 841(c)(1))
§ 60:13	Possession or distribution of listed chemical (21 U.S.C.A. \S 841(c)(2))
§ 60:14	Acquiring or obtaining a controlled substance by misrepresentation, fraud, forgery, deception, or subterfuge (21 U.S.C.A. § 843(a)(3))
§ 60:15	Unlawful use of a communications facility (21 U.S.C.A. § 843(b))
§ 60:16	Possession of a controlled substance (21 U.S.C.A. § 844)
§ 60:17	Continuing criminal enterprise (CCE) (21 U.S.C.A. § 848)
§ 60:18	Continuing Criminal Enterprise (CCE) murder (21 U.S.C.A. § 848(e)(1)(A))
§ 60:19	Maintaining drug house (21 U.S.C.A. § 856(a)(1))
§ 60:20	Manage or control drug house (21 U.S.C.A. $\S 856(a)(2)$)

III. CONTROLLED SUBSTANCES IMPORT AND EXPORT ACT (CSIEA) (21 U.S.C.A. §§ 951 TO 1960A)

- § 60:21 Unlawful importation of a controlled substance (21 U.S.C.A. §§ 952, 960)
- 60:22 Manufacture for purpose of importation (21 U.S.C.A. 959, 960(a)(3))

IV. SENTENCING CONTROLLED SUBSTANCE OFFENSES

- § 60:23 Statutory maximum and mandatory minimum sentences
- § 60:24 Sentencing Guidelines
- § 60:25 Substantial assistance and the safety valve
- § 60:26 Forfeiture

CHAPTER 61. DISTILLED SPIRITS TITLE 26 CHAPTER 51, SUBCHAPTER J, PART I

- § 61:1 Possession or transfer of non-tax-paid distilled spirits (26 U.S.C.A. §§ 5604(a)(1), 5301(d))
- $\$ 61:2 Sentencing violations of 26 U.S.C.A. $\$ 5604(a)(1) and 5301(d)

CHAPTER 62. NATIONAL FIREARMS ACT TITLE 26 U.S.C.A. CHAPTER 53 SUBCHAPTER C

- § 62:1 National Firearms Act—Introductory note
- § 62:2 Failure to pay tax or register firearm (26 U.S.C.A. § 5861(a))
- § 62:3 Possession of unregistered firearm (26 U.S.C.A. § 5861(d))
- § 62:4 Receipt or possession of a firearm with an obliterated, removed, changed, or altered serial number (26 U.S.C.A. § 5861(h))
- § 62:5 Possession of a firearm without a serial number (26 U.S.C.A. § 5861(i))
- § 62:6 Transporting, delivering, or receiving an unregistered firearm (26 U.S.C.A. § 5861(j))
- § 62:7 Sentencing violations of 21 U.S.C.A. § 5861

CHAPTER 63. TAX CRIMES TITLE 26 U.S.C.A. CHAPTER 75, SUBCHAPTER A, PART I

§ 63:1	Tax crimes—Introductory note
§ 63:2	Attempts and conspiracies to commit tax crimes
§ 63:3	The good faith defense in tax prosecutions
§ 63:4	Tax evasion (26 U.S.C.A. § 7201)
§ 63:5	Failure to collect, account truthfully for, or pay over taxes (26 U.S.C.A. § 7202)
§ 63:6	Failure to file a tax return (26 U.S.C.A. § 7203)
§ 63:7	Fraudulently withholding an exemption certificate or failure to supply information (26 U.S.C.A. § 7205(a)
§ 63:8	Filing a false tax-related document (false return) (26 U.S.C.A. § 7206(1))
§ 63:9	Aiding or assisting in the preparation of false documents under internal revenue laws (26 U.S.C.A § 7206(2))
§ 63:10	Removal or concealment with intent to defraud (26 U.S.C.A. § 7206(4))
§ 63:11	Compromises and closing agreements (26 U.S.C.A. § 7206(5))
§ 63:12	False tax return, list, account, or statement (26 U.S.C.A. § 7207)
§ 63:13	Impeding Internal Revenue Service (omnibus clause) (26 U.S.C.A. § 7212(a))
§ 63:14	Forcible or attempted rescue of seized property (26 U.S.C.A. § 7212(b))
§ 63:15	Sentencing tax crimes

CHAPTER 64. RECORDS AND REPORTS ON MONETARY INSTRUMENTS TRANSACTIONS TITLE 31 U.S.C.A.

§ 64:1 Bank Secrecy Act—Introductory note
§ 64:2 Reports on exporting and importing monetary instruments (31 U.S.C.A. §§ 5316(a)(1), 5322(a))
§ 64:3 Sentencing violations of 31 U.S.C.A. § 5316(a)(1)
§ 64:4 Structuring financial transactions (31 U.S.C.A. § 5324(a)(3))
§ 64:5 Sentencing violations of 31 U.S.C.A. § 5324(a)(3)
§ 64:6 Bulk cash smuggling (31 U.S.C.A. § 5332(a))
§ 64:7 Sentencing violations of 31 U.S.C.A. § 5332(a)

CHAPTER 65. CLEAN WATER ACT (CWA) TITLE 33 U.S.C.A. CHAPTER 26

- § 65:1 Knowing discharge of a pollutant in violation of the Clean Water Act (CWA) (33 U.S.C.A. §§ 1311(a), 1319(c)(2)(A))
- § 65:2 Sentencing CWA crimes

CHAPTER 66. PUBLIC HEALTH AND WELFARE TITLE 42 U.S.C.A.

I. SAFE DRINKING WATER ACT (42 U.S.C.A. §§ 300F TO 300J-27)

- § 66:1 Tampering with a public water system (42 U.S.C.A. § 300i-1)
- § 66:2 Sentencing violations of 42 U.S.C.A. § 300i-1

II. SOCIAL SECURITY CRIMES (42 U.S.C.A. § 408)

- § 66:3 Social security crimes—Introductory note
- § 66:4 Making or causing to be made a false statement or representation of material fact for use in determining a federal benefit (42 U.S.C.A. § 408(a)(3))
- § 66:5 Use of a falsely obtained social security number (42 U.S.C.A. § 408(a)(7)(A))
- $\$ 66:6 Use of a false social security number (42 U.S.C.A. $\$ $\$ 408(a)(7)(B))
- § 66:7 Social security card violations (42 U.S.C.A. § 408(a)(7)(C))
- § 66:8 Sentencing violations of 42 U.S.C.A. § 408

III. ANTI-KICKBACK STATUTE (AKS) (42 U.S.C.A. §§ 1320A TO 1320A-7B(B))

- § 66:9 AKS—Introductory note
- § 66:10 Soliciting or receiving kickbacks for referrals to federal health care programs (42 U.S.C.A. § 1320a-7b(b)(1)(A))
- § 66:11 Paying or offering to pay kickbacks for referrals to federal health care programs (42 U.S.C.A. § 1320a-7b(b)(2)(A))
- § 66:12 Purchase, sale, or distribution of a beneficiary identification number or unique health identifier (42 U.S.C.A. § 1320a-7b(b)(4))
- § 66:13 Sentencing violations of 42 U.S.C.A. § 1320a-7b(b)

IV. FAIR HOUSING

- § 66:14 Forceful intimidation because of race (occupancy of dwelling) (42 U.S.C.A. § 3631)
- § 66:15 Sentencing violations of 42 U.S.C.A. § 3631

CHAPTER 67. MARITIME DRUG LAW ENFORCEMENT ACT (MDLEA) TITLE 46 U.S.C.A. §§ 70501 TO 70508

- § 67:1 MDLEA—Introductory note
- § 67:2 Possession of a controlled substance with intent to distribute on a vessel of the United States or subject to the jurisdiction of the United States (46 U.S.C.A. § 70503(a))
- § 67:3 Possession of a controlled substance with intent to distribute on a vessel by a United States Citizen or Resident Alien (46 U.S.C.A. § 70503(a))
- § 67:4 Sentencing violations of the MDLEA

CHAPTER 68. SPECIAL AIRCRAFT JURISDICTION OF THE UNITED STATES TITLE 49 CHAPTER 465

- § 68:1 Title 49 U.S.C.A. §§ 46503 and 46504—Introductory note
- § 68:2 Interference with security screening personnel (49 U.S.C.A. § 46503)
- § 68:3 Assaulting or intimidating a flight crew of an aircraft in the United States (49 U.S.C.A. § 46504)
- § 68:4 Sentencing violations of §§ 46503 and 46504
- § 68:5 Title 49 U.S.C.A. § 46505(b)—Introductory note
- § 68:6 Carrying a concealed weapon on an aircraft (49 U.S.C.A. § 46505(b)(1) and (c))
- § 68:7 Placing a loaded firearm on an aircraft (49 U.S.C.A. § 46505(b)(2))
- § 68:8 Placing an explosive or incendiary device on an aircraft (49 U.S.C.A. § 46505(b)(3))
- § 68:9 Sentencing violations of 49 U.S.C.A. § 46505

Table of Laws and Rules

Table of Cases

Index