



**FEDERAL MANDATORY MINIMUMS**

This list includes all federal (not state) sentencing laws that require the judge to give the offender a mandatory minimum prison term. Laws that require the judge to impose only a minimum fine or period of supervised release are not included in this list. The crimes charged most frequently today (i.e., drug crimes, gun offenses) are presented first, followed by statutes that are used less frequently. This list includes only the laws in effect as of August 6, 2012.

STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>DRUG TRAFFICKING</b>			
21 USC §§ 841(a), 841(b)(1)(A); § 2D1.1  Mandatory sentences triggered whenever crime involves: <ul style="list-style-type: none"> <li>• 1 kg+ heroin</li> <li>• 5 kg+ cocaine</li> <li>• 280 g+ crack</li> <li>• 100 g+ PCP (pure) or 1 kg+ PCP (mixture)</li> <li>• 10 g+ LSD</li> <li>• 1,000 kg+ marijuana or 1,000+ marijuana plants</li> <li>• 50 g+ meth (pure) or 500 g+ meth (mixture)</li> </ul>	1st offense, manufacturing, distributing, or possessing with intent to distribute, no death or serious bodily injury  1st offense; manufacturing, distributing, or possessing with intent to distribute; death or serious bodily injury results  2nd offense; manufacturing, distributing, or possessing with intent to distribute, no death or serious bodily injury results  2nd offense; manufacturing, distributing, or possessing with intent to distribute; death or serious bodily injury results  3rd offense, manufacturing, distributing, or possessing with intent to distribute	1986  1986  1986  1986  1988	10 years*  20 years*  20 years*  Life*  Life*
21 USC §§ 841(a), 841(b)(1)(B); § 2D1.1  Mandatory sentences triggered whenever crime involves: <ul style="list-style-type: none"> <li>• 100 g+ heroin</li> <li>• 500 g+ cocaine</li> <li>• 28 g+ crack</li> <li>• 10 g+ PCP (pure) or 100 g+ PCP (mixture)</li> <li>• 1 g+ LSD</li> <li>• 100 kg+ marijuana or 100+ marijuana plants</li> <li>• 5 g+ meth (pure) or 50 g+ meth (mixture)</li> </ul>	1st offense; manufacture, distribution, or possession with intent to distribute, no death or serious bodily injury results  1st offense; manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results  2nd and all subsequent offenses; manufacture, distribution, or possession with intent to distribute, no death or serious bodily injury results  2nd or any subsequent offense; manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results	1986  1986  1986  1986	5 years*  20 years*  10 years*  Life*

\*These mandatory sentences also apply to attempts and conspiracies (charged as a violation of 21 U.S.C. § 846 or 21 U.S.C. § 963) to commit these drug crimes.



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED ±	MINIMUM PRISON SENTENCE
<b>DRUG TRAFFICKING, cont.</b>			
21 USC § §§ 841(a), 841(b)(1)(C); § 2D1.1	1st offense; manufacturing, distributing, or possessing with intent to distribute <ul style="list-style-type: none"> <li>- any Schedule I or II drug</li> <li>- 1 g flunitrazepam, or</li> <li>- GHB</li> <li>- Synthetic drugs</li> </ul> and death or serious bodily injury results from the use	1986 1996 2000 2012	20 years*
21 USC § §§ 841(a), 841(b)(1)(C); § 2D1.1	2nd and any subsequent offense; manufacturing, distributing, or possessing with intent to distribute <ul style="list-style-type: none"> <li>- any Schedule I or II drug,</li> <li>- 1 g flunitrazepam, or</li> <li>- GHB</li> <li>- Synthetic drugs</li> </ul> and death or serious bodily injury results from the use	1986 1996 2000 2012	Life*
21 USC § 846; §§ 2D1.1, 2D1.2, 2D1.5, 2D1.6, 2D1.7, 2D1.8, 2D1.9, 2D1.10, 2D1.11, 2D1.12, 2D1.13, 2D2.1, 2D2.2, 2D3.1, 2D3.2	Attempts and conspiracies to commit any drug trafficking or possession offense	1988	Mandatory minimum for the underlying offense is imposed
21 USC § 848(a); § 2D1.5	1st offense; continuing criminal enterprise (CCE)  2nd and all subsequent convictions; CCE	1988	20 years*  30 years*
21 USC § 848(b); § 2D1.5	Acting as principal administrator, organizer, or leader (“kingpin”) of CCE	1986	Life*
21 USC § 848(e)(1); § 2A1.1	Engaged in a CCE and intentionally kills an individual or law enforcement officer	1988	20 years*
21 USC § 859(a); § 2D1.2	1st offense; distribution to persons under the age of 21 years	1986	1 year or the minimum required by 21 U.S.C. § 841(b), whichever is longer*
21 USC § 859(b); § 2D1.2	2nd and subsequent offenses; distribution to persons under the age of 21 years	1986	1 year or the minimum required by 21 U.S.C. § 841(b), whichever is longer*

\*These mandatory sentences also apply to attempts and conspiracies (charged as a violation of 21 U.S.C. § 846 or 21 U.S.C. § 963) to commit these drug crimes.



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>DRUG TRAFFICKING, cont.</b>			
21 USC § 860(a); § 2D1.2	1st offense; distribution of a controlled substance near a school or similar facility	1986	1 year or the minimum required by 21 U.S.C. § 841(b), whichever is longer *
21 USC § 860(b); § 2D1.2	2nd offense; distribution of a controlled substance near a school or similar facility	1990	3 years or the minimum required by 21 U.S.C. § 841(b), whichever is longer*
	3rd offense; distribution of a controlled substance near a school or similar facility	1988	The minimum required by 21 U.S.C. § 841(b)(1)(A)*
21 USC § 861(a); § 2D1.2	Employment or use of persons under 18 years of age in drug operations	1986	The minimum required by 21 U.S.C. § 841(b)*
21 USC § 861(b); § 2D1.2	1st offense; knowingly and intentionally employing or using a person under 18 years of age in drug operations	1986	1 year*
21 USC § 861(c); § 2D1.2	2nd and subsequent offense; knowingly and intentionally employing or using a person under 18 years of age in drug operations	1986	1 year*
21 USC § 861(c); § 2D1.2	3rd offense; knowingly and intentionally employing or using a person under 18 years of age in drug operations	1988	The minimum required by 21 U.S.C. § 841(b)(1)(A)*
21 USC § 861(f); § 2D1.2	Knowingly or intentionally distributing a controlled substance to a pregnant individual	1986	1 year*

\*These mandatory sentences also apply to attempts and conspiracies (charged as a violation of 21 U.S.C. § 846 or 21 U.S.C. § 963) to commit these drug crimes.

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STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>DRUG IMPORTATION &amp; EXPORTATION</b>			
21 USC §§ 960(a), 960(b)(1); § 2D1.1	1st offense; unlawful import or export, no death or serious bodily injury results	1986	10 years*
	1st offense; unlawful import or export, death or serious bodily injury results	1986	20 years*
	2nd or any subsequent offense; unlawful import or export, no death or serious bodily injury results	1986	20 years*
	2nd or any subsequent offense; unlawful import or export, death or serious bodily injury results	1986	Life*
21 USC §§ 960(a), 960(b) (2); § 2D1.1	1st offense; unlawful import or export, no death or serious bodily injury results	1986	5 years*
	1st offense; unlawful import or export, death or serious bodily injury results	1986	20 years*
	2nd or any subsequent offense; unlawful import or export, no death or serious bodily injury results	1986	10 years*
	2nd or any subsequent offense; unlawful import or export, death or serious bodily injury results	1986	Life*
21 USC §§ 960(a), 960(b) (3); § 2D1.1	1st offense; unlawful import or export, death or serious bodily injury results	1986	20 years*
	2nd or any subsequent offense; unlawful import or export, death or serious bodily injury results	1986	Life*
21 USC § 963; §§ 2D1.1, 2D1.2, 2D1.5, 2D1.6, 2D1.7, 2D1.8, 2D1.9, 2D1.10, 2D1.11, 2D1.12, 2D1.13, 2D2.1, 2D2.2, 2D3.1, 2D3.2	Attempts and conspiracies to commit any offense of importation or exportation of drugs	1988	Mandatory minimum for the underlying offense is imposed

\*These mandatory sentences also apply to attempts and conspiracies (charged as a violation of 21 U.S.C. § 846 or 21 U.S.C. § 963) to commit these drug crimes.



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>GUNS</b>			
18 USC § 924(c)(1)(A)(i); § 2K2.4	1st offense, using or carrying a firearm during a crime of violence or drug trafficking crime	1998	5 years, added to sentence for underlying crime
18 USC § 924(c)(1)(A)(ii); § 2K2.4	1st offense, brandishing a firearm during a crime of violence or drug trafficking crime	1998	7 years, added to sentence for underlying crime
18 USC § 924(c)(1)(A)(iii); § 2K2.4	1st offense, discharging a firearm during a crime of violence or drug trafficking crime	1998	10 years, added to sentence for underlying crime
18 USC § 924(c)(1)(B)(i); § 2K2.4	1st offense, firearm is a short-barreled rifle, short-barreled shotgun	1998	10 years, added to sentence for underlying crime
18 USC § 924(c)(1)(B)(ii); § 2K2.4	1st offense, firearm is a machinegun or destructive device or the firearm is equipped with a silencer or muffler	1998	30 years, added to sentence for underlying crime
18 USC § 924(c)(1)(C)(i); § 2K2.4	2nd or subsequent conviction under § 924(c)(1)(A)	1998	25 years, added to sentence for underlying crime
18 USC § 924(c)(1)(C)(ii); § 2K2.4	2nd or subsequent conviction under § 924(c)(1)(A) and firearm is a machinegun or destructive device or the firearm is equipped with a silencer or muffler	1998	Life
18 USC § 924(c)(5)(A); § 2K2.4	Possession or use of armor piercing ammunition during a crime of violence or drug trafficking crime	2005	15 years, added to sentence for underlying crime
18 USC § 924(e)(1); § 2K2.1 (see also § 4B1.4)	Possession of a firearm or ammunition by a fugitive or addict who has 3 convictions for violent felonies or drug offenses (Armed Career Criminal Act, or ACCA)	1986	15 years
18 USC § 929(a)(1); § 2K2.4	Carrying firearm during violent crime/drug trafficking	1984	5 years, added to sentence for underlying crime
<b>IMMIGRATION</b>			
8 USC § 1324(a)(2)(B)(i); § 2L1.1	1st or 2nd offense, bringing in or harboring certain aliens with the intent or with reason to believe that the unlawful alien will commit a felony	1996	3 years
8 USC § 1324(a)(2)(B)(i); § 2L1.1	3rd or subsequent offense, bringing in or harboring certain aliens where the offense was committed with the intent or with reason to believe that the unlawful alien will commit a felony	1996	5 years
8 USC § 1324(a)(2)(B)(ii); § 2L1.1	1st or 2nd offense, bringing in or harboring certain aliens where the offense was committed for the purpose of commercial advantage or private financial gain	1996	3 years
STATUTE & U.S. SENTENCING	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE



GUIDELINES PROVISION			SENTENCE
<b>IMMIGRATION, cont.</b>			
8 USC § 1324(a)(2)(B)(ii); § 2L1.1	3rd or subsequent offense, bringing in or harboring certain aliens where the offense was committed for the purpose of commercial advantage or private financial gain	1996	5 years
8 USC § 1326(b)(3); § 2L1.2	Reentry of an alien removed on national security grounds	1996	10 years
<b>IDENTITY THEFT</b>			
18 USC § 1028A(a)(1); § 2B1.6	Aggravated identity theft	2004	2 years, added to sentence for underlying crime
18 USC § 1028A(a)(2); § 2B1.6	Aggravated identity theft in relation to any offense listed at 18 USC § 2332b(g)(5)(B) (Federal Crime of Terrorism)	2004	5 years, added to sentence for underlying crime
<b>SEX OFFENSES/CHILD PORNOGRAPHY</b>			
18 USC § 1591(b)(1); §§ 2G1.1, 2D2.1, 2G1.3	Sex trafficking of children under the age of 14 by force, fraud or coercion	2006	15 years
18 USC § 1591(b)(2); §§ 2G1.1, 2D2.1, 2G1.3	Sex trafficking of children, over the age of 14 but below the age of 18, by force, fraud or coercion	2006	10 years
18 USC § 2251A(a); § 2G2.3	Sale of a child by a parent or legal guardian for the purpose of sexual exploitation	2003	30 years
18 USC § 2251A(b); § 2G2.3	Purchasing a child for the purpose of sexual exploitation	2003	30 years
18 USC § 2241(c); § 2A3.1	Engaging in a sexual act with a child under the age of 12, or engaging in a sexual act by force with a child who is above the age of 12, but under the age of 16 - 1st offense - if offender has a prior child sex offense conviction	2006 1996	30 years or life Life
18 USC § 2250(c); § 2A3.6	Fails to register as a sex offender and commits a crime of violence	2006	5 years, added to the sentence for the crime of violence

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STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>SEX OFFENSES/CHILD PORNOGRAPHY, cont.</b>			
18 USC § 1466A(a), (b); § 2G2.2	Production/possession/receipt/transport of obscene visual representations of the sexual abuse of children  - 1st offense - if offender has a prior child sex/porn offense conviction	2003 2003	5 years 15 years
18 USC § 2251(a), (e); § 2G2.1	Engaging in explicit conduct with a child for the purpose of producing any visual depiction of such conduct:  - 1st offense - if offender has a prior child sex/porn offense conviction - if offender has 2+ prior child sex/porn offense convictions - if death results	2003 2003 2003 2006	15 years 25 years 35 years 30 years
18 USC § 2251(b), (e); § 2G2.1	Engagement in explicit conduct by a parent or legal guardian with a child for the purpose of producing any visual depiction of such conduct:  - 1st offense - if offender has a prior child sex/porn offense conviction - if offender has 2+ prior child sex/porn offense convictions - if death results	2003 2003 2003 2006	15 years 25 years 35 years 30 years
18 USC § 2251(c), (e); §§ 2G2.1, 2G2.2	Enticing a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct:  - 1st offense - if offender has a prior child sex/porn offense conviction - if offender has 2+ prior child sex/porn offense convictions - if death results	2003 2003 2003 2006	15 years 25 years 35 years 30 years
18 USC § 2251(d), (e); § 2G2.2	Producing or publishing a notice or advertisement seeking or offering a visual depiction of a child engaging in an elicit sexual act:  - 1st offense - if offender has a prior child sex/porn offense conviction - if offender has 2+ prior child sex/porn offense convictions - if death results	2003 2003 2003 2006	15 years 25 years 35 years 30 years



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>SEX OFFENSES/CHILD PORNOGRAPHY, cont.</b>			
18 USC § 2252(a)(1), (3); § 2G2.2	Knowing interstate transportation, shipment, selling, or possession with intent to sell visual depictions of a minor engaging in sexually explicit conduct - 1st offense - if offender has a prior child sex/porn offense conviction	1990 1990	5 years 15 years
18 USC § 2252(a)(2); § 2G2.2	Knowing receipt OR distribution of visual depictions of a minor engaging in sexually explicit conduct - 1st offense - if offender has a prior child sex/porn offense conviction	2003 2003	5 years 15 years
18 USC § 2252(a)(4); § 2G2.2	1st offense, possession of visual depictions of a minor engaging in sexually explicit conduct  2nd or subsequent offense, possession of visual depictions of a minor engaging in sexually explicit conduct - if offender has a prior child sex/porn offense conviction	1990  2003	No mandatory minimum  10 years
18 USC § 2252A(a)(1)-(4),(6); § 2G2.2	Interstate receipt, transportation, reproduction, solicitation or advertising of, selling, or possessing with intent to sell child pornography - 1st offense - if offender has a prior child sex/porn offense conviction	2003 2003	5 years 15 years
18 USC § 2252A(a)(5); § 2G2.2	1st offense, possession of child pornography  2nd or subsequent offense, possession of child pornography - if offender has a prior child sex/porn offense conviction	1996  2003	No mandatory minimum  10 years
18 USC § 2252A(g); § 2G2.2	Child exploitation enterprise	2006	20 years
18 USC § 2257(i); § 2G2.5	Failure to keep records of sexually explicit depictions	1990	2 years

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STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>SEX OFFENSES/CHILD PORNOGRAPHY, cont.</b>			
18 USC § 2260(a); § 2G2.1	Use of a minor in the production of sexually explicit depictions of a minor for importation into the United States - 1st offense - if offender has a prior child sex/porn offense conviction - if offender has 2+ prior child sex/porn offense convictions - if death results	2006	15 years 25 years 35 years 30 years
18 USC § 2260(b); § 2G2.2	Use of a visual depiction of a minor engaging in sexually explicit conduct with the intent of importing the visual depiction into the United States - 1st offense - if offender has a prior child sex/porn offense conviction	2006	5 years 15 years
18 USC § 2260A; § 2A3.6	Registered sex offenders who commit certain felony offenses involving a minor	2006	10 years, added to the sentence for the underlying crime
18 USC § 2422(b); §§ 2G1.1, 2G1.3	Coercion or attempted coercion, using mail or any facility of interstate commerce, of a minor for illegal sexual activity	2006	10 years
18 USC § 2423(a); § 2G1.3	Transporting a minor across state lines for the purpose of prostitution or another sexual activity which can be charged as a criminal offense	2006	10 years
18 USC § 2423(e); § 2G1.3	Attempt or conspiracy to transport a minor across state lines for the purpose of prostitution or another sexual activity which can be charged as a criminal offense	2006	10 years
18 USC § 3559(e)(1); none	If a federal sex offense is committed against a minor, and the offender has a prior sex conviction in which a minor was the victim	2003	Life

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STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>THREE STRIKES LAW</b>			
18 USC § 3559(c)(1); none	Upon conviction for a serious violent felony, if offender has (1) two or more prior serious violent felony convictions, OR (2) one or more prior serious violent felony convictions and one or more prior serious drug offense convictions	1994	Life
<b>WEAPONS/EXPLOSIVES/AIRPLANE HIJACKING</b>			
15 USC § 1245(b); none	Possession/use of a ballistic knife during commission of federal crime of violence	1986	5 years
18 USC § 229A(a)(2); none	Develop/produce/acquires/transfer/possess/use any chemical weapon that results in the death of another person	1998	Death or life
18 USC § 33(b); §§ 2A2.1, 2A2.2, 2B1.1, 2K1.4	Causing or conspiring to cause damage to or destruction of a motor vehicle carrying high-level radioactive waste or spent nuclear fuel with intent to endanger safety of person	1995	30 years
18 USC § 844(f)(1); §§ 2K1.4, 2X1.1	Maliciously damages, or attempts to damage, property of the U.S. by means of fire or explosives	1996	5 years
	- If crime causes personal injury or creates a substantial risk of personal injury to any person	1996	7 years
	- If death results	1996	20 years
18 USC § 844(h); § 2K2.4 (§ 2K1.4 for offenses committed prior to November 18, 1988)	1st offense involving the use of fire or explosives to commit a felony	1996	10 years, added to sentence for underlying crime
	2nd or subsequent offense involving the use of fire or explosives to commit a felony	1996	20 years, added to sentence for underlying crime
18 USC § 844(i); § 2K1.4	Use of fire or explosives to destroy property used in interstate commerce	1996	5 years
	If personal injury results to any person	1996	7 years

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STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>WEAPONS/EXPLOSIVES/AIRPLANE HIJACKING, cont.</b>			
18 USC § 844(o); § 2K2.4	1st offense involving the transfer of explosive materials to be used to commit crime of violence or drug trafficking crime	1996	10 years, added to sentence for underlying crime
	2nd or subsequent offense involving the transfer of explosive materials to be used to commit crime of violence or drug trafficking crime	1996	20 years, added to sentence for underlying crime
49 USC § 46502(a)(2)(A); §§ 2A5.1, 2X1.1	Committing or attempting or conspiring to commit aircraft piracy in special aircraft jurisdiction of the United States; no death of another individual	1994	20 years
49 USC § 46502(a)(2)(B); §§ 2A5.1, 2X1.1	Committing or attempting or conspiring to commit aircraft piracy in special aircraft jurisdiction of the United States; resulting in death of another individual	1994	Death or life
49 USC § 46502(b)(1)(A); §§ 2A5.1, 2X1.1	Violation of Convention for the Suppression of Unlawful Seizure of Aircraft outside special aircraft jurisdiction of United States; no death of another individual	1994	20 years
49 USC § 46502(b)(1)(B); §§ 2A5.1, 2X1.1	Violation of Convention for the Suppression of Unlawful Seizure of Aircraft outside special aircraft jurisdiction of United States; resulting in death of another individual	1994	Death or life
49 USC § 46506(1); § 2A5.3	Application of certain criminal laws to acts on aircraft if in special maritime and territorial jurisdiction of the United States	1994	Mandatory minimum for the underlying offense is imposed
42 USC § 2272(b); § 2M6.1	Violation of prohibitions governing atomic weapons; no death resulting	2004	25 years
42 USC § 2272(b); § 2M6.1	Using, attempting to use, or threatening while possessing, an atomic weapon	2004	30 years
42 USC § 2272(b); § 2M6.1	Violation of prohibitions governing atomic weapons; death of another resulting	2004	Life

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STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>MURDER/CRIMES AGAINST CHILDREN</b>			
18 USC § 930(c); § 2K2.5	1st degree murder involving the possession or use of a firearm or other dangerous weapon in a Federal Facility	1994	Death or life
18 USC § 115(b)(3); §§ 2A1.1, 2A1.2, 2A2.1, 2X1.1	1st degree murder of a federal official's family member	1984	Death or life
18 USC § 351(a); §§ 2A1.1, 2A1.2, 2A1.3, 2A1.4	1st degree murder of a member of Congress, Cabinet, or Supreme Court	1971	Death or Life
18 USC § 1111(a); §§ 2A1.1, 2A1.2	1st degree murder	1790	Death or life
18 USC § 1114; §§ 2A1.1, 2A1.2, 2A1.3, 2A1.4, 2A2.1	1st degree murder of federal officers	1934	Death or Life
18 USC § 1116; §§ 2A1.1, 2A1.2, 2A1.3, 2A1.4, 2A2.1	1st degree murder of foreign officials, official guests, or internationally protected persons	1994	Death or Life
18 USC § 1118; §§ 2A1.1, 2A1.2	Murder in a federal correctional facility by inmate sentenced to a term of life imprisonment	1994	Death or Life
18 USC § 1119(b); §§ 2A1.1, 2A1.2, 2A1.3, 2A1.4, 2A2.1	1st degree murder of a U.S. national by a U.S. national while outside the United States	1994	Death or Life
18 USC § 1120; §§ 2A1.1, 2A1.2, 2A1.3, 2A1.4	Murder committed by a person who escaped from a Federal correctional institute	1994	Death or Life
18 USC § 1121(a)(1); §§ 2A1.1, 2A1.2	1st degree murder of a state or local law enforcement officer or any person assisting in a federal criminal investigation	1994	Death or Life
18 USC § 1121(b)(1); §§ 2A1.1, 2A1.2	Killing of a state correctional officer by an inmate	1994	20 years



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>MURDER/CRIMES AGAINST CHILDREN, cont.</b>			
18 USC § 1503(b)(1); § 2J1.2	1st degree murder of an officer of the court or a juror	1994	Death or life
18 USC § 1512(a)(1); §§ 2A1.1, 2A1.2, 2A1.3, 2A2.1	1st degree murder of any person with the intent to prevent their attendance or testimony in an official proceeding	1986	Death or life
18 USC § 1958(a); § 2E1.4	Causing death through the use of interstate commerce facilities in the commission of a murder-for-hire	1994	Death or life
18 USC § 1751(a); §§ 2A1.1, 2A1.2, 2A1.3, 2A1.4	Killing the President of the United States, the next in the order of succession to the Office of the President, or any person who is acting as the President of the United States; or any person employed in the Executive Office of the President or Office of the Vice President	1965	Life
21 USC § 461(c); § 2N2.1	Killing any person engaged in or on account of performance of his official duties as a poultry or poultry products inspector	1968	Death or life
21 USC § 675; §§ 2A1.1, 2A1.2, 2A1.3, 2A1.4, 2A2.1, 2A2.2, 2A2.3	Killing any person engaged in or on account of performance of his official duties as a meat inspector	1907	Death or life
21 USC § 1041(b); none	Killing any person engaged in or on account of performance of his official duties under Chapter 15 -- Egg Products Inspection	1970	Death or life
15 USC § 1825(a)(2)(c); none	Killing of horse official	1970	Death or life
18 USC § 3559(f)(3); none	Committing a crime of violence against a child under age 18, resulting in serious bodily injury OR if a dangerous weapon is used during and in relation to the crime of violence	2006	10 years, unless a longer mandatory minimum applies
18 USC § 3559(d)(1); none	Death of a child under age 14, resulting from a serious violent felony described in 18 USC § 3591(a)(2)	1998	Life

± This date reflects the year the *current* sentence was created. The current sentence could be a mandatory minimum sentence that was (1) created simultaneously with the creation of the crime; (2) added to a criminal statute years after the crime was first codified; or (3) a new mandatory minimum, reflecting an increase in the length of a previous mandatory minimum sentence that applied to the crime.



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>MURDER/CRIMES AGAINST CHILDREN, cont.</b>			
18 USC § 3559(f)(1)	Murder of a child less than 18 years of age	2006	30 years; death or life if the death meets any of the criteria in 18 USC § 3591(a)(2)(A)-(D)
18 USC § 1512(a)(2); §§ 2A1.1, 2A1.2, 2A1.3, 2A2.1	Killing another person with the intent to prevent their attendance or testimony in an official proceeding or to prevent their communication with law enforcement	2002	Death or life
18 USC § 1512(a)(3)(A); §§ 2A1.1, 2A1.2, 2A1.3, 2A2.1	Killing another person with intent to tamper with a witness, victim, or an informant in an official proceeding	2002	Death or life
<b>OBSTRUCTION OF JUSTICE</b>			
2 USC § 192; none	Refusing to testify before Congress	1857	1 month
2 USC § 390; none	Failure to appear, testify, or produce documents when subpoenaed for contested election case before Congress	1969	1 month
7 USC § 13a; § 2B1.1	Disobeying cease and desist order by registered entity	1974	6 months
7 USC § 13b; none	Disobeying cease and desist order by person other than a registered entity	1922	6 months
7 USC § 15b(k); none	Violating provisions of cotton futures contract regulation	1976	30 days
7 USC § 195(3); § 2N2.1	Violation of court order by packer or swine contractor concerning packers and stockyards	1921	6 months
<b>FOOD STAMPS</b>			
7 USC § 2024(b)(1); § 2B1.1	2nd and subsequent offense; illegal food stamp activity; value of \$100 to \$4,999	1981	6 months
7 USC § 2024(c); § 2B1.1	2nd and subsequent offense; presentation of illegal food stamp for redemption; value of \$100 or more	1981	1 year
<b>KIDNAPPING/HOSTAGES</b>			
18 USC § 1201(g)(1); none	Kidnapping of a minor (under the age of eighteen)	2003	20 years
18 USC § 1203(a); §§ 2A4.1, 2X1.1	Hostage taking resulting in the death of any person	1994	Death or life

± This date reflects the year the *current* sentence was created. The current sentence could be a mandatory minimum sentence that was (1) created simultaneously with the creation of the crime; (2) added to a criminal statute years after the crime was first codified; or (3) a new mandatory minimum, reflecting an increase in the length of a previous mandatory minimum sentence that applied to the crime.



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>KIDNAPPING/HOSTAGES, cont.</b>			
18 USC § 3559(f)(2); none	Kidnapping or maiming a child under 18 years of age	2006	25 years, unless a longer mandatory minimum applies
<b>BANK ROBBERY/RACKETEERING/ORGANIZED CRIME</b>			
18 USC § 225(a); §§ 2B1.1, 2B4.1	Organizes/manages/supervises a continuing financial crime enterprise which receives \$5M or more within any 24-month period	1990	10 years
18 USC § 1956(h); § 2S1.1	Racketeering; conspiracy to commit any offense listed in §§ 1956 or 1957	1992	Mandatory minimum for the underlying offense is imposed
18 USC § 2113(e); §§ 2A1.1, 2B3.1	Bank robbery; avoiding apprehension for bank robbery; escaping custody after a bank robbery; causing death in the course of a bank robbery	1934	10 years; when death results, death or life
<b>FRAUD/BRIBERY/WHITE COLLAR</b>			
22 USC § 4221; § 2B1.1	Forgery of notary seal	1906	1 year
21 USC § 622; § 2C1.1	Bribery of meat inspectors and acceptance of bribes	1907	1 year
33 USC § 447; none	Bribery of inspector of New York or Baltimore harbors	1888	6 months
47 USC § 220(e); none	Falsely entering or destroying books or accounts of common carrier	1934	1 year
12 USC § 617; none	Commodities price fixing	1913	1 year
12 USC § 630; none	Embezzlement, fraud, or false entries by banking officer	1913	2 years
15 USC § 8; none	Trust in restraint of import trade	1894	3 months
<b>PIRACY</b>			
18 USC § 1651; none	Piracy under the laws of nations	1790	Life
18 USC § 1652; none	Piracy by a citizen of the United States	1790	Life
18 USC § 1653; none	Piracy against the United States by an alien	1790	Life
18 USC § 1655; none	Piracy in the form of assault on a commander	1790	Life
18 USC § 1658(b); none	Preventing escape from a sinking vessel OR holding out false light, or extinguishing a true light with intent to cause distress to a sailing vessel	1790	10 years
18 USC § 1661; none	Robbery ashore by a pirate	1790	Life



STATUTE & U.S. SENTENCING GUIDELINES PROVISION	DESCRIPTION OF CRIME	YEAR CREATED±	MINIMUM PRISON SENTENCE
<b>MISCELLANEOUS</b>			
18 USC § 1389	Assault or battery of a current member of the armed services, his immediate family member, or a former member of the armed services who has been discharged from the services for less than 5 years, on account of that person's service or status as a service member, with bodily injury resulting	2009	6 months
18 USC § 1917; none	Interference with Civil Service Examinations	1966	10 days
18 USC § 2261(b)(6); § 2A6.2	Stalking in violation of a restraining order, or other order described in 18 USC § 2266	2006	1 year
18 USC § 2261A; § 2A6.2	Stalking in violation of a restraining order, or other order described in 18 USC § 2266, through use of mail or computer	2006	1 year
18 USC § 2381; § 2M1.1	Treason	1948	5 years
19 USC § 283; § 2T3.1	Failure to report seaboard saloon purchases to customers	1886	3 months
21 USC § 212 (petty offense)	Practice of pharmacy and sale of poisons in China	1915	1 month
33 USC § 410; none	Navigable water regulation violation	1900	30 days
33 USC § 411; § 2Q1.3	Deposit of refuse or obstruction of navigable waterway	1899	30 days
33 USC § 441; none	New York and Baltimore harbors, deposit of refuse	1888	30 days
46 USC § 58109(a); none	Individual convicted of violating merchant marine act	1936	1 year
47 USC § 13; none	Refusal to operate railroad or telegraph lines	1888	6 months
18 USC § 1122; none	Selling or donating, or the attempt to do so, of HIV positive tissue or bodily fluids to another person for subsequent use other than medical research	1994	1 year
16 USC § 414; none (petty offense)	Trespassing on federal land for hunting or shooting	1897	5 days

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Nothing on this form is intended to be legal advice or should be relied on as legal advice.

If you or your loved one feel that you need legal advice, you should consult with an attorney.

Finally, laws change frequently. If you have questions, contact an attorney or consult a law library.

2/25/13