

## Revisiting the Explosive Growth of Federal Crimes: Appendix

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This Appendix lists all of the federal statutory sections containing new crimes enacted from 2000 through 2007 and identifies the criminal offenses that they create, as well as the *men rea* requirements, if any, for those offenses. Please see the accompanying report, “Revisiting the Explosive Growth of Federal Crimes” (2008, Heritage Foundation) for an explanation of the methodology employed to compile this list.

1. 2 U.S.C. § 473g: Disclosure of Federal campaign funds
  - a. 0 crimes
  - b. Makes it a Class E felony in certain circumstances
  - c. Mental element: Knowingly and willfully
2. 2 U.S.C. § 1606: Disclosure of lobbying activities
  - a. 1 crime
  - b. Criminalizes failing to comply with this chapter
  - c. Mental element: Knowingly and corruptly
3. 5 U.S.C. § 104: Financial disclosure requirements of Federal personnel
  - a. 2 crimes
  - b. Criminalizes falsifying information; failing to file a report
  - c. Mental element: Knowingly and willfully
4. 6 U.S.C. § 133: Protection of voluntarily shared critical infrastructure information
  - a. 1 crime
  - b. Criminalizes publishing/divulging/disclosing or making known in any manner not authorized critical infrastructure information
  - c. Mental element: Knowingly
5. 7 U.S.C. § 2: Agriculture: Commodity Exchanges
  - a. 3 crimes
  - b. Criminalizes in certain circumstances the offering, entering into, or executing of any transaction for the purpose of soliciting regarding security futures, or conducting any office or business for that purpose, accepting any order for or otherwise dealing in any transaction or in connection with a security future; offering to enter into or confirming the execution of certain options on security futures; trading or executing uncertified security futures
  - c. Mental element: Willfully
6. 7 U.S.C. § 6a: Agriculture: Commodity Exchanges: Excessive speculation
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None

7. 7 U.S.C. § 6b: Agriculture: Commodity Exchanges: Fraud, false reporting, deception
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Willfully
  
8. 7 U.S.C. § 13a: Agriculture: Commodity Exchanges: Nonenforcement of rules of government and other violations
  - a. 0 crimes
  - b. Adds persons to whom the offense applies
  - c. Mental element: None
  
9. 7 U.S.C. § 195: Packers and stockyards: Punishment for failure to comply with order
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
  
10. 7 U.S.C. § 221: Packers and stockyards: Accounts and records of business; punishment for failure to keep
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
  
11. 7 U.S.C. § 2009aa-1: Agriculture: Delta Regional Authority
  - a. 2 crimes
  - b. Criminalizes persons serving the Authority from receiving any salary or contribution from any other source; violating the conflict of interest provisions
  - c. Mental element: None
  
12. 7 U.S.C. § 2009bb-1: Northern Great Plains Regional Authority
  - a. 2 crimes
  - b. Criminalizes persons serving the Authority from receiving any salary or contribution from certain sources; violating conflict of interest provisions
  - c. Mental element: None
  
13. 7 U.S.C. § 7734: Agriculture: Plant Protection Act
  - a. 4 crimes
  - b. Criminalizes forging certain documents; counterfeiting certain documents; using/altering/defacing/destroying certain documents; importing/entering/exporting/moving certain plants, organisms, weeds, or other articles for distribution or sale
  - c. Mental element: Knowingly
  
14. 7 U.S.C. § 7809: Agriculture: Hass Avocado Promotion, Research and Information
  - a. 1 crime
  - b. Criminalizes disclosure of voting information

- c. Mental element: Knowingly
15. 7 U.S.C. § 8313: Agriculture: Animal health protection
    - a. 4 crimes
    - b. Criminalizes forging certain documents; counterfeiting certain documents; using/altering/defacing/destroying certain documents; importing/entering/exporting/moving certain animals/articles in violation of this chapter
    - c. Mental element: Knowingly
  16. 8 U.S.C. § 1324: Bringing in and harboring certain aliens
    - a. 0 crimes
    - b. Makes it a Class D felony in certain circumstances
    - c. Mental element: Knowingly or with reckless disregard
  17. 8 U.S.C. § 1375a: Domestic violence information and resources for immigrants and regulation of international marriage brokers
    - a. 2 crimes
    - b. Criminalizes disclosure of information obtained by a marriage broker; using/causing to be used information obtained by a marriage broker for any other purpose
    - c. Mental element: Knowingly
  18. 10 U.S.C. § 987: Terms of consumer credit extended to Armed Forces members and dependents
    - a. 1 crime
    - b. Criminalizes violations of this section
    - c. Mental element: Knowingly
  19. 12 U.S.C. § 1829: Federal Deposit Insurance Corporation: Penalty for unauthorized participation by convicted individual
    - a. 0 crimes
    - b. Adds ways the offense may be committed
    - c. Mental element: Knowingly
  20. 13 U.S.C. § 305: Collection and publication of foreign commerce and trade statistics: Penalties for unlawful export information activities
    - a. 0 crimes
    - b. Clarifies the prohibited activities
    - c. Mental element: Knowingly
  21. 15 U.S.C. § 3: Monopolies and combinations in restraint of trade: Trusts in territories or District of Columbia
    - a. 3 crimes
    - b. Criminalizes monopolizing; attempting to monopolize; combining/conspiring to monopolize

- c. Mental element: None
22. 15 U.S.C. § 77q: Domestic Securities: Fraudulent interstate transactions
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
23. 15 U.S.C. § 78f: National securities exchange
- a. 3 crimes
  - b. Criminalizes effecting transactions in certain security futures products; constituting/maintaining/providing a marketplace or facilities to bring together purchasers and sellers of security futures in certain circumstances, or otherwise performing functions commonly performed by a stock exchange unless registered; offering to enter into/entering into/confirming the execution of any put, call, straddle, option or privilege on a security future in certain circumstances
  - c. Mental element: Willfully
24. 15 U.S.C. § 78m: Securities exchanges: Periodical and other reports
- a. 1 crime
  - b. Criminalizes extending/maintaining credit, arranging for the extension of credit, or renewing an extension of credit
  - c. Mental element: None
25. 15 U.S.C. § 78ff: Securities exchanges: Penalties
- a. 0 crimes
  - b. Changes it from a Class D felony to a Class C felony
  - c. Mental element: Willfully
26. 15 U.S.C. § 80a-9: Investments companies: Ineligibility of certain affiliated persons and underwriters
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Willfully
27. 15 U.S.C. § 6309: Professional boxing safety
- a. 7 crimes
  - b. Criminalizes violating 7 different sections of this title
  - c. Mental element: Knowingly
28. 15 U.S.C. § 7704: Controlling the assault of non-solicited pornography and marketing
- a. 11 crimes
  - b. Criminalizes initiating transmission to a protected computer with false or misleading heading information; initiating transmissions with deceptive subject headings; initiating transmissions that do not contain a return email address; initiating a transmission after recipient makes request not to;

selling/leasing/exchanging or otherwise transferring or releasing a person's email address; initiating the transmission of commercial email unless it provides certain information; initiating/assisting transmission of commercial emails that are unlawful under subsection (a); using scripts or other automated means to register in a certain manner; enabling another person to transmit an unlawful commercial email; relaying/transmitting a commercial email without authorization; initiating in or affecting interstate commerce the transmission of emails that include sexually oriented material

- c. Mental element: Various: actual knowledge; implied knowledge; knowingly
29. 16 U.S.C. § 1437: Marine sanctuaries
- a. 1 crime
  - b. Criminalizes violating § 1436(3) of this title
  - c. Mental element: None
30. 16 U.S.C. § 6811: Federal lands recreation enhancements: Enforcement and protection of receipts
- a. 2 crimes
  - b. Criminalizes failing to display proof of payment of recreation fee; failure to pay recreation fee
  - c. Mental element: None
31. 17 U.S.C. § 506: Copyrights
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Willfully
32. 18 U.S.C. § 25: Use of minors in crimes of violence
- a. 2 crimes
  - b. Criminalizes intentionally using a minor to commit a crime of violence; using a minor to assist in avoiding detection or apprehension
  - c. Mental element: Intentionally
33. 18 U.S.C. § 32: Destruction of aircraft or aircraft facilities
- a. 1 crime
  - b. Criminalizes interfering with/disabling aircraft or aircraft facilities
  - c. Mental element: Willfully
34. 18 U.S.C. § 33: Destruction of motor vehicles or motor vehicle facilities
- a. 3 crimes
  - b. Criminalizes conspiring to damage/disable/destroy/tamper with a motor vehicle or place explosives; conspiring to damage/destroy/disable/set fire to/tamper with a motor vehicle facility or place explosives; conspiring to disable/incapacitate a driver or employee
  - c. Mental element: Willfully

35. 18 U.S.C. § 38: Fraud involving aircraft or space vehicle parts in interstate or foreign commerce
- a. 12 crimes
  - b. Criminalizes falsifying/concealing a material fact concerning any aircraft or space vehicle part; making a materially fraudulent representation concerning any aircraft or space vehicle part; making/using materially false writings concerning any aircraft or space vehicle part; fraudulently exporting/importing/introducing/selling/trading/installing aircraft or space vehicle parts; attempting to do any of the above; conspiring to do any of the above
  - c. Mental element: Knowingly and with intent to defraud
36. 18 U.S.C. § 39: Aircraft and motor vehicles: Traffic signals preemption transmitters
- a. 2 crimes
  - b. Criminalizes selling a traffic signal preemption transmitter to a nonqualifying user; making unauthorized use of a traffic signal preemption transmitter
  - c. Mental element: Knowingly
37. 18 U.S.C. § 39: Aircraft and motor vehicles: Commercial motor vehicles required to stop for inspections
- a. 2 crimes
  - b. Criminalizes failing to stop for an inspection; leaving an inspection site without authorization
  - c. Mental element: Knowingly
38. 18 U.S.C. § 43: Force, violence and threats involving animal enterprises
- a. 8 crimes
  - b. Criminalizes travelling in interstate or foreign commerce; using/cause to be used the mail or any facility of interstate commerce; conspiring to travel in interstate or foreign commerce; conspiring to use/cause to be used the mail or any facility of interstate commerce; attempting to travel in interstate or foreign commerce with the intent of causing damage; attempting to use/cause to be used the mail or any facility of interstate commerce with the intent of causing damage; attempting to travel in interstate or foreign commerce with the intent of placing a person in fear; attempting to use/cause to be used the mail or any facility of interstate commerce with the intent of placing a person in fear; also changes the penalties and adds new ones
  - c. Mental element: None
39. 18 U.S.C. § 81: Arson within special maritime and territorial jurisdiction
- a. 1 crime
  - b. Criminalizes conspiring to commit arson within special maritime and territorial jurisdiction; changes it from a Class C to Class A felony
  - c. Mental element: Willfully and maliciously

40. 18 U.S.C. § 111: Assaulting, resisting, or impeding certain officers or employees
  - a. 0 crimes
  - b. Changes it from a Class E to Class D felony
  - c. Mental element: None
  
41. 18 U.S.C. § 115: Influencing, impeding, or retaliating against a Federal official by threatening or injuring a family member
  - a. 0 crimes
  - b. Changes it from a Class E to Class D felony
  - c. Mental element: With intent
  
42. 18 U.S.C. § 117: Domestic assault by a habitual offender
  - a. 0 crimes
  - b. Adds penalty for habitual offenders
  - c. Mental element: None
  
43. 18 U.S.C. § 118: Interference with certain protective functions
  - a. 1 crime
  - b. Criminalizes obstructing/resisting/interfering with a Federal law enforcement agent in the performance of protective functions
  - c. Mental element: Knowingly and willfully
  
44. 18 U.S.C. § 175: Biological weapons
  - a. 1 crime
  - b. Criminalizes possessing biological agents, toxins or delivery systems
  - c. Mental element: Knowingly
  
45. 18 U.S.C. § 175b: Biological weapons
  - a. 4 crimes
  - b. Criminalizes transferring a select agent to an unregistered person; transferring a biological agent/toxin to an unregistered person; possessing certain select biological agents/toxins without registering; possessing other biological agents/toxins without registering
  - c. Mental element: Knowingly
  
46. 18 U.S.C. § 175c: Biological weapons: Variola virus
  - a. 5 crimes
  - b. Criminalizes producing/engineering/synthesizing variola virus; acquiring/receiving/possessing it; transferring/importing/exporting it; using it; possessing and threatening to use it
  - c. Mental element: Knowingly
  
47. 18 U.S.C. § 207: Bribery, graft and conflicts of interest: Restrictions on former officers, employees and elected officials of the executive and legislative branches
  - a. 1 crime

- b. Criminalizes certain employees from representing/aiding/counseling/assisting in representing; adds ways the offense may be committed
  - c. Mental element: Knowingly
  
- 48. 18 U.S.C. § 226: Bribery affecting port security
  - a. 2 crimes
  - b. Criminalizes giving anything of value/offering to/promising with intent to commit international or domestic terrorism; demanding/seeking/receiving/accepting/agreeing to accept/receive anything of value in return for influence in the performance of any official act or relating to terrorism
  - c. Mental element: Knowingly
  
- 49. 18 U.S.C. § 227: Wrongfully influencing a private entity's employment decisions by a member of Congress
  - a. 2 crimes
  - b. Criminalizes taking/withholding/offering or threatening to take/withhold an official act; influencing/offering/threatening to influence the official act of another
  - c. Mental element: With intent
  
- 50. 18 U.S.C. § 470: Counterfeit acts committed outside the U.S.
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
  
- 51. 18 U.S.C. § 474: Plates, stones, or analog, digital or electronic images for counterfeiting obligations or securities
  - a. 2 crimes
  - b. Criminalizes making/executing/acquiring/scanning/capturing/recording/receiving/transmitting/reproducing/selling an analog, digital or electronic image of an obligation or other security of the U.S.; possessing an analog, digital or electronic image of an obligation or other security of the U.S.
  - c. Mental element: Intent to defraud
  
- 52. 18 U.S.C. § 476: Taking impressions of tools used for obligations or securities
  - a. 0 crimes
  - b. Adds ways the offense may be committed; changes it from a Class D to Class C felony
  - c. Mental element: Without authority
  
- 53. 18 U.S.C. § 477: Possessing or selling impressions of tools used for obligations or securities
  - a. 0 crimes
  - b. Adds ways the offense may be committed; changes it from a Class D to Class C felony
  - c. Mental element: With intent to defraud



54. 18 U.S.C. § 478: Foreign obligations or securities
  - a. 0 crimes
  - b. Changes it from a Class E to Class C felony
  - c. Mental element: With intent to defraud
  
55. 18 U.S.C. § 479: Uttering counterfeit foreign obligations or securities
  - a. 0 crimes
  - b. Changes it from a Class E to Class C felony
  - c. Mental element: Knowingly and with intent to defraud
  
56. 18 U.S.C. § 480: Possessing counterfeit foreign obligations or securities
  - a. 0 crimes
  - b. Changes it from a Class A misdemeanor to a Class C felony
  - c. Mental element: Knowingly and with intent to defraud
  
57. 18 U.S.C. § 481: Plates, stones, or analog, digital, or electronic images for counterfeiting foreign obligations or securities
  - a. 2 crimes
  - b. Criminalizes making/executing/acquiring/scanning/capturing/recording/receiving/transmitting/reproducing/selling an analog, digital or electronic image of foreign obligations or securities; possessing an analog, digital or electronic image of foreign obligations or securities; also changes it from a Class E to Class C felony
  - c. Mental element: With intent to defraud
  
58. 18 U.S.C. § 482: Foreign bank notes
  - a. 0 crimes
  - b. Changes it from a Class E to Class C felony
  - c. Mental element: With intent to defraud
  
59. 18 U.S.C. § 483: Uttering counterfeit foreign bank notes
  - a. 0 crimes
  - b. Changes it from a Class A misdemeanor to a Class C felony
  - c. Mental element: With intent to defraud
  
60. 18 U.S.C. § 484: Connecting parts of different notes
  - a. 0 crimes
  - b. Changes it from a Class E to Class D felony
  - c. Mental element: With intent to defraud
  
61. 18 U.S.C. § 493: Bonds and obligations of certain lending agencies
  - a. 0 crimes
  - b. Changes it from a Class E to Class D felony
  - c. Mental element: Falsely makes; knowing

62. 18 U.S.C. § 545: Smuggling goods into the U.S.
  - a. 0 crimes
  - b. Changes it from a Class E to Class C felony
  - c. Mental element: Knowingly and willfully
  
63. 18 U.S.C. § 549: Removing goods from customs custody; breaking seals
  - a. 0 crimes
  - b. Changes it from a Class E to Class D felony
  - c. Mental element: Willfully; maliciously
  
64. 18 U.S.C. § 554: Smuggling goods from the U.S.
  - a. 3 crimes
  - b. Criminalizes fraudulently exporting/sending goods from the U.S.; attempting to do so; receiving/concealing/buying/selling or otherwise facilitating fraudulent goods
  - c. Mental element: Fraudulently or knowingly
  
65. 18 U.S.C. § 554: Border tunnels and passage
  - a. 3 crimes
  - b. Criminalizes constructing/financing the construction of an unauthorized border tunnel or passage; financing the construction of an unauthorized border tunnel or passage; knowing or reckless disregard of the construction/use of an unauthorized border tunnel or passage; using an unauthorized border tunnel or passage to smuggle
  - c. Mental element: Knowingly; knows or recklessly disregards
  
66. 18 U.S.C. § 659: Embezzlement and theft: Interstate or foreign shipments by carrier
  - a. 0 crimes
  - b. Adds ways the offense may be committed; changes it from a Class A misdemeanor to a Class E felony
  - c. Mental element: Fraud/deception; with intent
  
67. 18 U.S.C. § 704: Military medals or decorations
  - a. 9 crimes
  - b. Criminalizes purchasing unauthorized medals/decorations; attempting to purchase them; soliciting them for purchase; mailing/shipping/importing/exporting them; producing/manufacturing blank certificates; selling them; attempting to sell them; advertising them for sale/trading/bartering/exchanging anything of value for them; falsely representing oneself as having been awarded a medal/decoration; also makes it a Class A misdemeanor in certain circumstances
  - c. Mental element: Knowingly
  
68. 18 U.S.C. § 706a: Geneva distinctive emblems
  - a. 1 crime

- b. Criminalizes wearing/displaying the sign of the Red Crescent or Red Crystal for fraudulent purposes
  - c. Mental element: None
  
- 69. 18 U.S.C. § 716: Public employee insignia and uniform
  - a. 4 crimes
  - b. Criminalizes transferring/transporting/receiving counterfeit official insignia or uniforms; transferring a genuine official insignia or uniform to an unauthorized person; receiving a genuine official insignia or uniform in a prohibited transfer; unauthorized transferring of a foreign official insignia or uniform; adds ways the offense may be committed
  - c. Mental element: Knowingly
  
- 70. 18 U.S.C. § 832: Participation in nuclear and weapons of mass destruction threats to the U.S.
  - a. 9 crimes
  - b. Criminalizes participating in/providing material support or resources to a nuclear weapons or WMD program; developing a radiological weapon; attempting to do so; conspiring to do so; possessing a radiological weapon; attempting to do so; conspiring to do so; threatening to use a radiological weapon; using a radiological weapon
  - c. Mental element: Willfully; knowingly
  
- 71. 18 U.S.C. § 842: Importation, manufacture, distribution and storage of explosive materials
  - a. 5 crimes
  - b. Criminalizes transporting/shipping/receiving explosive materials in interstate or foreign commerce; receiving explosive materials from certain persons; distributing explosive materials to certain persons; shipping/transporting explosives by certain persons; receiving/possessing explosives which have been shipped in interstate or foreign commerce
  - c. Mental element: None; knowingly
  
- 72. 18 U.S.C. § 844: Importation, manufacture, distribution and storage of explosive materials: Penalties
  - a. 1 crime
  - b. Criminalizes failure to report a theft; also adds ways the offense may be committed
  - c. Mental element: Knowing
  
- 73. 18 U.S.C. § 876: Extortion and threats: Mailing threatening communications
  - a. 0 crimes
  - b. Makes it a Class D felony in certain circumstances
  - c. Mental element: Knowingly
  
- 74. 18 U.S.C. § 917: False personation: Red Cross members or agents

- a. 0 crimes
  - b. Changes it from a Class A misdemeanor to a Class E felony
  - c. Mental element: Falsely/fraudulently
75. 18 U.S.C. § 924: Firearms: Penalties
- a. 1 crime
  - b. Criminalizes violating § 932; imposes mandatory sentences
  - c. Mental element: Knowingly
76. 18 U.S.C. § 1028: Fraud and related activity in connection with identification documents, authentication features and information
- a. 2 crimes
  - b. Criminalizes trafficking in false or actual authentication features; also adds the ways the offenses may be committed; possessing the identification of another person; adds ways the offense may be committed
  - c. Mental element: Knowingly
77. 18 U.S.C. § 1028A: Aggravated identity theft
- a. 6 crimes
  - b. Criminalizes transferring the identification of another person for certain felonies; possessing the identification of another person for certain felonies; using the identification of another person for certain felonies; transferring the identification of another person for other felonies; possessing the identification of another person for other felonies; using the identification of another person for other felonies
  - c. Mental element: Knowingly
78. 18 U.S.C. § 1029: Fraud and related activity in connection with access devices
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly and with intent
79. 18 U.S.C. § 1030: Fraud and related activity in connection with computers
- a. 0 crimes
  - b. Makes it a Class C or Class A felony in certain circumstances
  - c. Mental element: Knowingly or recklessly
80. 18 U.S.C. § 1036: Entry by false pretenses to any real property, vessel, or aircraft of the U.S. or secure area of any airport or seaport
- a. 4 crimes
  - b. Criminalizes entry into any real property owned or leased by the U.S., any vessel or aircraft owned or leased by the U.S., any secure or restricted area of any seaport or any secure area of any airport; attempt to enter any of the above; changes it from Class E to Class D felony
  - c. Mental element: By fraud/false pretenses

81. 18 U.S.C. § 1037: Fraud and related activity in connection with electronic mail
  - a. 5 crimes
  - b. Criminalizes accessing a protected computer without authorization; using a protected computer to send deceiving/misleading multiple commercial emails; materially falsifying header information in multiple commercial emails; registering/using false information; falsely representing oneself
  - c. Mental element: Knowingly
  
82. 18 U.S.C. § 1038: False information and hoaxes
  - a. 2 crimes
  - b. Criminalizes engaging in conduct with the intent to convey false/misleading information; making a false statement about the death, injury, capture or disappearance of a member of the Armed Forces
  - c. Mental element: With intent
  
83. 18 U.S.C. § 1039: Fraud and related activity in connection with obtaining confidential phone records information of a covered entity
  - a. 6 crimes
  - b. Criminalizes obtaining confidential phone records; attempting to obtain confidential phone records; selling/transferring confidential phone records; attempting to sell/transfer confidential phone records; purchasing/receiving confidential phone records; attempting to purchase/receive confidential phone records; also adds enhanced penalty provisions
  - c. Mental element: Knowingly and intentionally
  
84. 18 U.S.C. § 1111: Homicide
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Various
  
85. 18 U.S.C. § 1201: Kidnapping
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
  
86. 18 U.S.C. § 1204: International parental kidnapping
  - a. 1 crime
  - b. Criminalizes attempting to remove a child from the U.S.
  - c. Mental element: With intent
  
87. 18 U.S.C. § 1309: Offenses committed within Indian country
  - a. 0 crimes
  - b. Adds ways the offenses may be committed
  - c. Mental element: None

88. 18 U.S.C. § 1341: Mail fraud
  - a. 0 crimes
  - b. Changes it from a Class E to Class C felony; adds penalty provisions
  - c. Mental element: With intent
  
89. 18 U.S.C. § 1343: Fraud by wire, radio or television
  - a. 0 crimes
  - b. Changes it from a Class E to Class C felony; adds penalty provisions
  - c. Mental element: With intent
  
90. 18 U.S.C. § 1348: Securities fraud
  - a. 4 crimes
  - b. Criminalizes executing a scheme to defraud; executing a scheme to obtain money or property by false or fraudulent pretenses; attempting to execute a scheme to defraud; attempting to execute a scheme to obtain money or property by false or fraudulent pretenses
  - c. Mental element: Knowingly
  
91. 18 U.S.C. § 1350: Failure of corporate officers to certify financial reports
  - a. 2 crimes
  - b. Criminalizes certifying falsely; willfully certifying falsely
  - c. Mental element: Knowing
  
92. 18 U.S.C. § 1362: Communication lines, stations or systems
  - a. 1 crime
  - b. Criminalizes conspiracy to injure or destroy communication lines, stations or systems
  - c. Mental element: Willfully or maliciously
  
93. 18 U.S.C. § 1363: Buildings or property within special maritime and territorial jurisdiction
  - a. 1 crime
  - b. Criminalizes conspiracy to destroy or injure buildings or property within special maritime and territorial jurisdiction
  - c. Mental element: Willfully and maliciously
  
94. 18 U.S.C. § 1365: Tampering with consumer products
  - a. 1 crime
  - b. Criminalizes tampering with a consumer product
  - c. Mental element: Intentionally
  
95. 18 U.S.C. § 1366: Destruction of an energy facility
  - a. 2 crimes

- b. Criminalizes conspiracy to damage an energy facility and damage exceeds \$100,000; conspiracy to damage an energy facility in any amount that causes a significant impairment; changes it from a Class D to Class felony; makes it a Class A felony if death results
  - c. Mental element: Knowingly and willfully
- 96. 18 U.S.C. § 1368: Harming animals used in law enforcement
  - a. 3 crimes
  - b. Criminalizes harming a police animal; attempting to harm a police animal; conspiring to harm a police animal
  - c. Mental element: Willfully and maliciously
- 97. 18 U.S.C. § 1369: Destruction of veterans' memorials
  - a. 2 crimes
  - b. Criminalizes injuring/destroying veterans' memorials; attempting to injure/destroy veterans' memorials
  - c. Mental element: Willfully
- 98. 18 U.S.C. § 1382: Engaging in the business of selling or transferring obscene matter
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly
- 99. 18 U.S.C. § 1388: Prohibitions on disruption of funerals of members or former members of the Armed Forces
  - a. 1 crime
  - b. Criminalizes engaging in an activity to disrupt a funeral of a member or former member of the Armed Forces
  - c. Mental element: Willfully
- 100. 18 U.S.C. § 1465: Production and transportation of obscene matters for sale or distribution
  - a. 1 crime
  - b. Criminalizes producing obscene material with intent to transport/distribute/transmit in interstate or foreign commerce
  - c. Mental element: Knowingly
- 101. 18 U.S.C. § 1510: Obstruction of criminal investigations
  - a. 1 crime
  - b. Criminalizes violations of disclosure prohibitions/confidentiality requirements of several sections
  - c. Mental element: Knowing and with intent
- 102. 18 U.S.C. § 1512: Tampering with a witness, victim or an informant
  - a. 11 crimes

- b. Criminalizes using physical force/threat of physical force to influence, delay, or prevent the testimony of a witness; using physical force/threat of physical force to cause or induce a person to destroy documents or evade a legal process; using physical force/threat of physical force to hinder, delay or prevent certain communications; attempting to do any of the above; altering/destroying/mutilating/concealing records or documents; attempting to do any of the above; otherwise obstructing, influencing or impeding any official proceeding; attempting to do so; conspiring to commit any offense under this section; also changes it from a Class C to Class B felony
  - c. Mental element: With intent; corruptly
  
- 103. 18 U.S.C. § 1513: Retaliating against a witness, victim or an informant
  - a. 2 crimes
  - b. Criminalizes taking any action harmful to a person; conspiring to do so
  - c. Mental element: Knowingly
  
- 104. 18 U.S.C. § 1516: Obstruction of Federal audit
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: With intent to deceive or defraud
  
- 105. 18 U.S.C. § 1519: Destruction, alteration or falsification of records in Federal investigations and bankruptcy
  - a. 3 crimes
  - b. Criminalizes altering/destroying/mutilating/concealing/covering up a record; falsifying a record; making a false entry
  - c. Mental element: Knowingly; with intent
  
- 106. 18 U.S.C. § 1520: Destruction of corporate audit records
  - a. 1 crime
  - b. Criminalizes violating a section or any rule/regulation of the Securities and Exchange Commission
  - c. Mental element: Knowingly and willfully
  
- 107. 18 U.S.C. § 1531: Partial-birth abortions
  - a. 1 crime
  - b. Criminalizes performing a partial-birth abortion
  - c. Mental element: Knowingly
  
- 108. 18 U.S.C. § 1581: Peonage: Obstructing enforcement
  - a. 0 crimes
  - b. Changes it from a Class D to Class C felony; adds a Class A felony provision
  - c. Mental element: With intent
  
- 109. 18 U.S.C. § 1583: Enticement into slavery



- a. 0 crimes
  - b. Changes it from a Class D to Class C felony; adds a Class A felony provision
  - c. Mental element: With intent
110. 18 U.S.C. § 1584: Sale into involuntary servitude
- a. 0 crimes
  - b. Changes it from a Class D to Class C felony; adds a Class A felony provision
  - c. Mental element: Knowingly and willfully
111. 18 U.S.C. § 1589: Forced labor
- a. 1 crime
  - b. Criminalizes providing/obtaining forced labor
  - c. Mental element: Knowingly
112. 18 U.S.C. § 1590: Trafficking with respect to peonage, slavery, involuntary servitude or forced labor
- a. 1 crime
  - b. Criminalizes recruiting/harboring/transporting/providing/obtaining labor or services in violation of this chapter
  - c. Mental element: Knowingly
113. 18 U.S.C. § 1591: Sex trafficking of children by force, fraud or coercion
- a. 2 crimes
  - b. Criminalizes recruiting/enticing/harboring/transporting/obtaining or providing children to engage in a commercial sex act; benefitting financially/receiving anything of value from participating; adds ways the offense may be committed; imposes mandatory sentences
  - c. Mental element: Knowingly
114. 18 U.S.C. § 1592: Unlawful conduct with respect to documents in furtherance of trafficking, peonage, slavery, involuntary servitude or forced labor
- a. 2 crimes
  - b. Criminalizes destroying/concealing/removing/confiscating an actual passport or purported passport or other immigration documents; possessing an actual or purported passport or other immigration documents
  - c. Mental element: Knowingly
115. 18 U.S.C. § 1716: Injurious articles as nonmailable
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly
116. 18 U.S.C. § 1752: Presidential and Presidential staff assassinations, kidnapping and assault: Restricting buildings or grounds
- a. 1 crime

- b. Criminalizes entering/remaining in a restricted area; adds ways the offense may be committed; changes it from a Class B misdemeanor to a Class D felony in certain circumstances and from a Class B to Class A misdemeanor in others
  - c. Mental element: Willfully and knowingly
  
- 117. 18 U.S.C. § 1801: Video voyeurism
  - a. 1 crime
  - b. Criminalizes capturing an image of a private area of an individual without their consent
  - c. Mental element: With intent; knowingly
  
- 118. 18 U.S.C. § 1905: Public officials and employees: Disclosure of confidential information generally
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
  
- 119. 18 U.S.C. § 1956: Laundering monetary instruments
  - a. 12 crimes
  - b. Adds to the list of “specified unlawful activities” violating § 543(a)(1) of the Housing Act of 1949; certain offenses against a foreign nation; offenses under § 922(1); offenses under § 1030; violations of the Foreign Agents Registration Act; smuggling goods from the U.S.; financing terrorism; receiving military-type training from a foreign terrorist organization; trafficking in persons; selling or buying of children; sexual exploitation of children; transporting/recruiting/harboring a person for commercial sex acts
  - c. Mental element: Knowing; with intent
  
- 120. 18 U.S.C. § 1958: Use of interstate commerce facilities in the commission of a murder-for-hire
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: With intent
  
- 121. 18 U.S.C. § 1960
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly
  
- 122. 18 U.S.C. § 1992: Terrorist attack and other violence against railroad carriers and against mass transportation systems on land, on water or through the air
  - a. 36 crimes
  - b. Criminalizes damaging/disabling railroad equipment or mass transportation vehicle; placing a biological agent/toxin/destructive substance or device on railroad equipment or mass transportation vehicle; placing/releasing a hazardous

material near such property; destroying/damaging tunnels, bridges, and other property; removing appurtenances or impairing railroad signals or mass transportation signals; interfering with/disabling/incapacitating a driver, dispatcher or other employee; committing an act with intent to cause death; surveillance or otherwise collecting information with the intent of planning or assisting in the planning of these acts; conveying false information; attempting to do any of the above; threatening to do any of the above; conspiring to do any of the above

- c. Mental element: Knowingly
123. 18 U.S.C. § 2155: Destruction of national defense materials, national defense premises or national defense utilities
- a. 0 crimes
  - b. Changes it from a Class D to Class C felony; makes it a Class A felony if death results
  - c. Mental element: With intent; willfully
124. 18 U.S.C. § 2199: Stowaways on vessels or aircraft
- a. 0 crimes
  - b. Changes it from a Class A misdemeanor to Class E felony; makes it a Class C or Class A felony in certain circumstances
  - c. Mental element: With intent
125. 18 U.S.C. § 2232: Destruction or removal of property to prevent seizure
- a. 2 crimes
  - b. Criminalizes destroying/damaging/wasting/disposing of/transferring or otherwise taking action against property subject to the in rem jurisdiction of a U.S. court; attempting to do any of the above
  - c. Mental element: Knowing
126. 18 U.S.C. § 2237: Criminal sanctions for failure to heave to, obstruction of boarding, or providing false information
- a. 3 crimes
  - b. Criminalizes failure to obey an order to heave to; resisting/obstructing boarding; providing materially false information
  - c. Mental element: Knowingly
127. 18 U.S.C. § 2241: Aggravated sexual abuse
- a. 0 crimes
  - b. Imposes mandatory sentences
  - c. Mental element: None
128. 18 U.S.C. § 2242: Sexual abuse
- a. 0 crimes
  - b. Changes it from a Class B to Class A felony

- c. Mental element: None
129. 18 U.S.C. § 2243: Sexual abuse of a minor or ward
- a. 0 crimes
  - b. Changes it from a Class E to Class C felony
  - c. Mental element: Knowingly
130. 18 U.S.C. § 2244: Abusive sexual contact
- a. 0 crimes
  - b. Makes it a Class A felony in certain circumstances
  - c. Mental element: Knowingly
131. 18 U.S.C. § 2245: Offenses resulting in death
- a. 0 crimes
  - b. Adds to the list of offenses for which an offender is subject to a penalty of life imprisonment or death
  - c. Mental element: None
132. 18 U.S.C. § 2250: Sex offender and crimes against children registry: Failure to register
- a. 1 crime
  - b. Criminalizes failure to register as a sex offender
  - c. Mental element: Knowingly
133. 18 U.S.C. § 2251: Sexual exploitation of children
- a. 2 crimes
  - b. Criminalizes employing/using/persuading/inducing/coercing a minor to engage in sexually explicit conduct; having a minor assist any other person to engage in sexually explicit conduct; imposes a mandatory sentence
  - c. Mental element: With intent
134. 18 U.S.C. § 2251A: Selling or buying of children
- a. 0 crimes
  - b. Changes it from a Class C to Class B felony
  - c. Mental element: With knowledge; with intent
135. 18 U.S.C. § 2252: Certain activities relating to material involving the sexual exploitation of minors
- a. 0 crimes
  - b. Changes it from a Class E to Class D felony for possession for a first offense and from a Class D to Class C felony for a subsequent offense; imposes a mandatory sentence
  - c. Mental element: Knowingly
136. 18 U.S.C. § 2252A: Certain activities relating to material constituting or containing child pornography

- a. 2 crimes
  - b. Criminalizes advertising/promoting/presenting/distributing/soliciting child pornography through the mail; distributing/offering/sending/providing child pornography to a minor; also changes possession of child pornography from a Class E to Class D felony for a first offense and from a Class D to Class C felony for a subsequent conviction
  - c. Mental element: Knowingly
- 137.18 U.S.C. § 2252B: Misleading domain names on the internet
- a. 2 crimes
  - b. Criminalizes using a misleading domain name with intent to deceive a person into viewing obscene material; using a misleading domain name with intent to deceive a minor into viewing material that is harmful to minors; changes it from a Class E to Class D felony
  - c. Mental element: Knowingly
- 138.18 U.S.C. § 2252C: Misleading words or digital images on the internet
- a. 2 crimes
  - b. Criminalizes embedding words/digital images with the intent to deceive a person into viewing obscene material; embedding words/digital images with the intent to deceive a minor into viewing material harmful to minors
  - c. Mental element: Knowingly
- 139.18 U.S.C. § 2257: Sexual exploitation and other abuse of children: Record keeping requirements
- a. 2 crimes
  - b. Criminalizes producing sexually explicit digital images; refusing to permit an inspection; changes it from a Class E to Class D felony for a subsequent conviction and from a Class C to Class B felony for knowingly using a minor
  - c. Mental element: Knowingly
- 140.18 U.S.C. § 2257A: Sexual exploitation and other abuse of children: Record keeping requirement for simulated sexual conduct
- a. 5 crimes
  - b. Criminalizes failing to create or maintain records; making a false entry; failing to comply with the subsection; selling/transferring certain materials; refusing to permit an inspection
  - c. Mental element: Knowingly
- 141.18 U.S.C. § 2258: Failure to report child abuse
- a. 0 crimes
  - b. Changes it from a Class B to Class A misdemeanor
  - c. Mental element: None

142. 18 U.S.C. § 2260: Production of sexually explicit depictions of a minor for importation into the U.S.
- a. 0 crimes
  - b. Adds new penalty provisions
  - c. Mental element: None; knowingly
143. 18 U.S.C. § 2260A: Penalties for registered sex offenders
- a. 0 crimes
  - b. Imposes enhanced sentences for repeat offenders
  - c. Mental element: None
144. 18 U.S.C. § 2261: Interstate domestic violence
- a. 2 crimes
  - b. Criminalizes attempting to commit a crime of violence during travel by the person; causing travel of the victim; also adds ways the offense may be committed; adds a penalty provision
  - c. Mental element: With intent
145. 18 U.S.C. § 2262: Interstate violation of protection order
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: With intent
146. 18 U.S.C. § 2265A: Domestic violence and stalking: Repeat offenders
- a. 0 crimes
  - b. Adds a penalty provision
  - c. Mental element: None
147. 18 U.S.C. § 2282A: Devices or dangerous substances in waters of the U.S. likely to destroy or damage ships or to interfere with maritime commerce
- a. 1 crime
  - b. Criminalizes placing/causing to be placed a device or dangerous substance
  - c. Mental element: Knowingly
148. 18 U.S.C. § 2282B: Violence against aids in maritime navigation
- a. 1 crime
  - b. Criminalizes destroying/seriously damaging/altering/moving/tampering with maritime navigation aids
  - c. Mental element: Intentionally
149. 18 U.S.C. § 2283: Transportation of explosive, biological, chemical or radioactive or nuclear materials
- a. 1 crime
  - b. Criminalizes transporting explosive, biological, chemical or radioactive or nuclear weapons

- c. Mental element: Knowingly
150. 18 U.S.C. § 2284: Transportation of terrorists
- a. 1 crime
  - b. Criminalizes transporting terrorists
  - c. Mental element: Knowingly and intentionally
151. 18 U.S.C. § 2291: Destruction of vessel or maritime facility
- a. 32 crimes
  - b. Criminalizes setting fire to or otherwise damaging/destroying any vessel; placing a destructive device in or near any vessel, part or material; setting fire to or otherwise damaging/destroying any maritime facility; interfering with the operation of a maritime facility; setting fire to or otherwise damaging/destroying any appliance, structure or property relating to the operation of any vessel; performing an act of violence against an individual on a vessel; performing an act of violence against a person that causes serious bodily injury; communicating false information; attempting to do any of the above; conspiring to do any of the above; threatening to do any of the above
  - c. Mental element: Knowingly
152. 18 U.S.C. § 2292: Destruction of, or interference with, vessels or maritime facilities: Imparting or conveying false information
- a. 1 crime
  - b. Criminalizes imparting/conveying false information
  - c. Mental element: Knowingly, intentionally, maliciously or with reckless disregard
153. 18 U.S.C. § 2312: Transportation of stolen vehicles
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowing
154. 18 U.S.C. § 2313: Sale or receipt of stolen vehicles
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowing
155. 18 U.S.C. § 2318: Trafficking in counterfeit labels, illicit labels or counterfeit documentation or packaging
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly
156. 18 U.S.C. § 2319: Criminal infringement of a copyright
- a. 0 crimes
  - b. Adds penalties to the manner of committing the crime set out in 17 U.S.C. § 506

- c. Mental element: Knew or should have known
157. 18 U.S.C. § 2319B: Unauthorized recording of motion pictures in a motion picture exhibition facility
- a. 2 crimes
  - b. Criminalizes using an audiovisual recording device without authorization; attempting to do so
  - c. Mental element: Knowingly
158. 18 U.S.C. § 2320: Trafficking in counterfeit goods or services
- a. 2 crimes
  - b. Criminalizes trafficking in counterfeit labels, emblems, etc.; attempting to do so
  - c. Mental element: Intentionally
159. 18 U.S.C. § 2331: International terrorism
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
160. 18 U.S.C. § 2332a: Use of weapons of mass destruction
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
161. 18 U.S.C. § 2332g: Missile systems designed to destroy aircraft
- a. 6 crimes
  - b. Criminalizes producing/constructing missiles; acquiring/receiving them; transferring/importing/exporting them; possessing them; using them; possessing and threatening to use them
  - c. Mental element: Knowingly
162. 18 U.S.C. § 2332h: Radiological dispersal devices
- a. 6 crimes
  - b. Criminalizes producing/constructing radiological weapons; acquiring/receiving them; transferring/importing/exporting them; possessing them; using them; possessing and threatening to use them
  - c. Mental element: Knowingly
163. 18 U.S.C. § 2339A: Providing material support to terrorists
- a. 4 crimes
  - b. Criminalizes attempting to provide material support or resources to terrorists; conspiring to provide material support or resources to terrorists; attempting to conceal or disguise material support or resources to terrorists; conspiring to conceal or disguise material support or resources to terrorists; also adds ways the



offense may be committed; also changes it from a Class D to Class C felony;  
makes it a Class A felony if death results

c. Mental element: None

164. 18 U.S.C. § 2339B: Providing material support or resources to designated foreign terrorist organizations

a. 0 crimes

b. Changes it from a Class D to Class C felony; makes it a Class A felony if death results; adds ways the offense may be committed

c. Mental element: Knowingly

165. 18 U.S.C. § 2339C: Prohibitions against the financing of terrorism

a. 4 crimes

b. Criminalizes providing/collecting funds to finance terrorism; attempting to provide/collect funds; conspiring to provide/collect funds; concealing/disguising funds; adds ways the offense may be committed

c. Mental element: Willfully; knowingly

166. 18 U.S.C. § 2339D: Receiving military-type training from a foreign terrorist organization

a. 1 crime

b. Criminalizes receiving military-type training

c. Mental element: Knowingly

167. 18 U.S.C. § 2340A: Torture

a. 1 crime

b. Criminalizes conspiring to commit torture

c. Mental element: None

168. 18 U.S.C. § 2422: Transportation for illegal sexual activity and related crimes

a. 0 crimes

b. Changes it from a Class B to Class A felony

c. Mental element: Knowingly

169. 18 U.S.C. § 2423: Transportation of minors

a. 4 crimes

b. Criminalizes engaging in illicit sexual conduct in foreign places; arranging/inducing/procuring/facilitating travel for the purpose of illegal sexual conduct for commercial advantage or financial gain; conspiracy to do any of the above; changes it from Class B to Class A felony

c. Mental element: None; knowing

170. 18 U.S.C. § 2701: Unlawful access to stored communication

a. 0 crimes

b. Changes the classification of the offenses

- c. Mental element: Intentionally
171. 18 U.S.C. § 3061: Investigative powers of Postal Service
- a. 1 crime
  - b. Criminalizes violating this subsection
  - c. Mental element: None
172. 18 U.S.C. § 3559: Sentencing classification of offenses
- a. 0 crimes
  - b. Imposes mandatory sentences for certain crimes
  - c. Mental element: None
173. 18 U.S.C. § 3600: Post-conviction DNA testing
- a. 1 crime
  - b. Criminalizes false assertions/other conduct
  - c. Mental element: None
174. 18 U.S.C. § 3600A: Post-conviction DNA testing: Preservation of biological evidence
- a. 1 crime
  - b. Criminalizes destroying/altering/tampering with biological evidence
  - c. Mental element: Knowingly and intentionally
175. 19 U.S.C. § 1592: Customs duties: Penalties for fraud, gross negligence and negligence
- a. 1 crime
  - b. Criminalizes false certification
  - c. Mental element: None
176. 19 U.S.C. § 2401: Adjustment assistance for farmers: Fraud and recovery of overpayment
- a. 2 crimes
  - b. Criminalizes making a false statement; failure to disclose a material fact
  - c. Mental element: Knowing; knowingly
177. 19 U.S.C. § 3907: Clean diamond trade
- a. 2 crimes
  - b. Criminalizes violating any license, order or regulation; attempting to violate any license, order or regulation
  - c. Mental element: Willfully
178. 20 U.S.C. § 9573: Education research, statistics, evaluation, information and dissemination: Confidentiality
- a. 4 crimes
  - b. Criminalizes publishing/communicating identifiable information; disclosing certain data; publishing certain data; using certain data
  - c. Mental element: Knowingly

179.20 U.S.C. § 9622: National assessment of education program

- a. 3 crimes
- b. Criminalizes disclosing assessment information; publishing assessment information; using assessment information
- c. Mental element: Knowingly

180.21 U.S.C. § 331: Federal Food, Drug and Cosmetic Act: Prohibited acts

- a. 25 crimes
- b. Criminalizes importation of a prescription drug in violation of § 384; falsification of records or other violation of regulations; refusal to permit access to records; failure to maintain records; using information for personal advantage; transferring food in violation of an order or removing/altering a mark/label; importing food by a debarred person; failing to register; importing food in violation of § 381m; importing certain drugs or devices; failing to comply; introduction or delivery into interstate commerce in violation of § 360bbb-3; refusal to permit access to any record; failure to establish or maintain records; refusal to permit access or copying of records as required by § 360ccc-1; using/revealing certain information for personal advantage; refusal to permit access to or copying of any record as required by § 350e; failure to comply with sanitary transportation practices; refusing to permit access or copying of records as required by § 350f(g); failing to establish/maintain records; failing to submit required certification and other information; introducing into interstate commerce certain foods; failing to submit certain required reports or notifications; falsifying certain required reports or notifications; dissemination of a television advertisement without complying with § 353b
- c. Mental element: None

181.21 U.S.C. § 333: Federal Food, Drug and Cosmetic Act: Penalties

- a. 1 crime
- b. Criminalizes failure to comply with § 384(e)
- c. Mental element: Knowingly

182.21 U.S.C. § 352: Federal Food, Drug and Cosmetic Act: Misbranded drugs and devices

- a. 0 crimes
- b. Adds ways the offense may be committed
- c. Mental element: False/misleading

183.21 U.S.C. § 841: Drug abuse prevention and control

- a. 1 crime
- b. Criminalizes using the Internet to distribute a date rape drug; adds ways the offense of distributing a controlled substance with the intent to commit a crime of violence may be committed
- c. Mental element: Knowingly or intentionally

- 184.21 U.S.C. § 842: Drug abuse prevention and control: Prohibited acts
- a. 5 crimes
  - b. Criminalizes selling at retail chemical products in violation of this title; disclosing information in logbooks; refusing to provide logbooks; manufacturing authorized substances
  - c. Mental element: None
- 185.21 U.S.C. § 844: Drug abuse prevention and control: Penalties for simple possession
- a. 1 crime
  - b. Criminalizes purchasing at retail certain substances
  - c. Knowingly or intentionally
- 186.21 U.S.C. § 856: Maintaining drug-involved premises
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly
- 187.21 U.S.C. § 860a: Consecutive sentence for manufacturing, distributing, or possessing with intent to manufacture or distribute, methamphetamine on premises where children are present or reside
- a. 0 crimes
  - b. Makes it a Class E felony in certain circumstances
  - c. Mental element: With intent
- 188.21 U.S.C. § 863: Drug abuse prevention and control: Drug paraphernalia
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
- 189.21 U.S.C. § 865: Smuggling methamphetamine or methamphetamine precursor chemicals into the U.S. while using facilitated entry programs
- a. 0 crimes
  - b. Adds enhanced penalty provisions
  - c. Mental element: None
- 190.21 U.S.C. § 960a: Foreign terrorist organizations, terrorist persons and groups
- a. 3 crimes
  - b. Criminalizes engaging in conduct to provide anything of value; attempting to do so; conspiring to do so
  - c. Mental element: Knowing or intending
- 191.22 U.S.C. § 2780: Transactions with countries supporting acts of international terrorism
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Willfully

- 192.22 U.S.C. § 8142: Nuclear Non-Proliferation Treaty: U.S. Additional Protocol: Penalties
- a. 1 crime
  - b. Criminalizes violating § 8124
  - c. Mental element: None
- 193.26 U.S.C. § 7213: Internal Revenue Code: Unauthorized disclosure of information
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Willful
- 194.29 U.S.C. § 1131: Employee retirement income security program: Criminal penalties
- a. 0 crimes
  - b. Changes it from a Class A misdemeanor to Class D felony
  - c. Mental element: Willfully
- 195.29 U.S.C. § 1141: Employee retirement income security program: Coercive interference
- a. 0 crimes
  - b. Changes it from a Class A misdemeanor to Class D felony
  - c. Mental element: Willfully
- 196.31 U.S.C. § 5322: Records and reports on monetary instrument transactions
- a. 1 crime
  - b. Criminalizes violating a regulation under the Federal Deposit Insurance Act or § 123 of Public Law 91-508
  - c. Mental element: Willfully
- 197.31 U.S.C. § 5324: Structuring transactions to evade reporting requirements
- a. 4 crimes
  - b. Criminalizes causing a nonfinancial trade or business to fail to file a report; attempting to do so; structuring or assisting in structuring any transaction with 1 or more nonfinancial trades or businesses; attempting to do so
  - c. Mental element: None
- 198.31 U.S.C. § 5366: Prohibition on funding of unlawful Internet gambling
- a. 1 crime
  - b. Criminalizes violating § 5363
  - c. Mental element: None
- 199.38 U.S.C. § 2413: Prohibition on certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery
- a. 1 crime
  - b. Criminalizes demonstrations in certain circumstances
  - c. Mental element: None; willfully

- 200.41 U.S.C. § 423: Office of Federal Procurement Policy: Restrictions on disclosing and obtaining contractor bid or proposal information or source selection information
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly
- 201.42 U.S.C. § 289-g-2: Prohibition regarding human fetal tissue
- a. 2 crimes
  - b. Criminalizes soliciting/acquiring/receiving/accepting donation of human fetal tissue knowing a human pregnancy was deliberately initiated to provide such tissue; acquiring/receiving/accepting tissue or cells from a human embryo or fetus that was gestated in the uterus of a nonhuman animal
  - c. Mental element: Knowing; knowingly
- 202.42 U.S.C. § 300i-1: Tampering with public water systems
- a. 0 crimes
  - b. Changes it from a Class E to Class C felony for tampering and from a Class E to Class D felony for attempting or threatening to tamper
  - c. Mental element: None
- 203.42 U.S.C. § 300i-2: Terrorist and other international acts
- a. 1 crime
  - b. Criminalizes revealing assessment, reproduction or information
  - c. Mental element: Knowingly or recklessly
- 204.42 U.S.C. § 653: Grants to States for aids and services to needy families with children and for child welfare service
- a. 1 crime
  - b. Criminalizes failure to comply with disclosure requirements
  - c. Mental element: None
- 205.42 U.S.C. § 1320a-8b: Attempts to interfere with administration of Social Security Act
- a. 2 crimes
  - b. Criminalizes attempts to interfere/impede any officer, employee or contractor of the Social Security Administration; attempts to obstruct or impede the due administration of this chapter
  - c. Mental element: Corruptly/by force
- 206.42 U.S.C. § 1873: National Science Foundation: Employment of personnel
- a. 0 crimes
  - b. Makes violations a Class E felony; adds ways the offense may be committed
  - c. Mental element: None
- 207.42 U.S.C. § 2272: Atomic energy: Violation of specific sections
- a. 0 crimes

- b. Changes it from a Class D to Class B felony; makes it a Class A felony in certain circumstances
  - c. Mental element: None
  
- 208.42 U.S.C. § 2284: Sabotage of nuclear facilities or fuel
  - a. 2 crimes
  - b. Criminalizes conspiracy to physically destroy/damage nuclear facilities or fuel or to cause an interruption of normal operations of nuclear facilities; destroying/damaging nuclear facilities/fuel; also changes mental element from “intentionally and willfully” to “knowingly”
  - c. Mental element: Knowingly
  
- 209.42 U.S.C. § 13032: Reporting of child pornography by electronic communication service providers
  - a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly and willfully
  
- 210.42 U.S.C. § 14133: DNA identification: Disclosure of information
  - a. 0 crimes
  - b. Makes it a Class A misdemeanor
  - c. Mental element: Knowingly
  
- 211.42 U.S.C. § 14135e: Violent crime control and law enforcement: DNA identification
  - a. 2 crimes
  - b. Criminalizes disclosing a DNA sample or result to an unauthorized person; obtaining/using an unauthorized DNA sample or result; makes it a Class A misdemeanor
  - c. Mental element: Knowingly
  
- 212.42 U.S.C. § 14944: Intercountry adoptions: Enforcement
  - a. 3 crimes
  - b. Criminalizes violation of § 14921; making a false or fraudulent statement or misrepresentation of a material fact; offering/giving/soliciting/accepting inducement by way of compensation intended to influence or affect the U.S. or a foreign country in certain circumstances
  - c. Mental element: Knowing and willful
  
- 213.42 U.S.C. § 15544: Election administration improvement
  - a. 4 crimes
  - b. Criminalizes giving false information; conspiring to give false information; committing fraud; making a false statement
  - c. Mental element: Knowingly and willfully; knowingly
  
- 214.42 U.S.C. § 16913: Registry requirements for sex offenders

- a. 1 crime
  - b. Criminalizes failure to register in certain circumstances
  - c. Mental element: None
- 215.42 U.S.C. § 16962: Access to information and resources needed to ensure children are not attacked or abused
- a. 2 crimes
  - b. Criminalizes exceeding the authority of the subsection; releasing information
  - c. Mental element: Knowingly
- 216.42 U.S.C. § 16984: Grants for fingerprinting programs for children
- a. 1 crime
  - b. Criminalizes using the fingerprints of a child for any other purpose than that authorized
  - c. Mental element: None
- 217.46 U.S.C. § 4311: Recreational vessels: Penalties
- a. 0 crimes
  - b. Makes it a Class A misdemeanor in certain circumstances
  - c. Mental element: Knowingly and willfully
- 218.47 U.S.C. § 223: Obscene or harassing telephone calls in the District of Columbia or in interstate or foreign communications
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Knowingly
- 219.47 U.S.C. § 227: Restrictions on use of telephone equipment
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
- 220.49 U.S.C. § 111: Bureau of Transportation statistics
- a. 2 crimes
  - b. Criminalizes neglecting/refusing to answer completely and correctly; neglecting/refusing to make records or statistics available
  - c. Mental element: Neglect/refuse
- 221.49 U.S.C. § 5124: Transportation of hazardous material
- a. 0 crimes
  - b. Adds Class D felony provisions
  - c. Mental element: Knowingly
- 222.49 U.S.C. § 14915: Motor carriers, water carriers, brokers and freight forwarders: Penalties for failure to give up possession of household goods



- a. 1 crime
  - b. Criminalizes failing to give up possession of household goods
  - c. Mental element: Knowing and willful
- 223.49 U.S.C. § 30170: Motor vehicle safety
- a. 1 crime
  - b. Criminalizes violation of § 1001 of Title 18
  - c. Mental element: Specific intent to mislead
- 224.49 U.S.C. § 46311: Air commerce and safety: Unlawful disclosure of information
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: Knowingly and willfully
- 225.49 U.S.C. § 46312: Transporting hazardous material
- a. 1 crime
  - b. Criminalizes violating Chapter 51
  - c. Mental element: Willfully; recklessly
- 226.49 U.S.C. § 46313: Air commerce and safety: Refusing to appear or produce records
- a. 0 crimes
  - b. Adds ways the offense may be committed
  - c. Mental element: None
- 227.49 U.S.C. § 46317: Air commerce and safety
- a. 3 crimes
  - b. Criminalizes serving as an airman without a certificate; attempting to serve as an airman without a certificate; employing/using in any capacity an airman without a certificate
  - c. Mental element: Knowingly and willfully
- 228.49 U.S.C. § 46503: Air commerce and safety: Interference with security screening personnel
- a. 1 crime
  - b. Criminalizes interference with airport security screening personnel
  - c. Mental element: None
- 229.49 U.S.C. § 46504: Air commerce and safety: Interference with flight crew members and attendants
- a. 2 crimes
  - b. Criminalizes attempting to interfere with flight crew members and attendants; conspiring to interfere with flight crew members and attendants
  - c. Mental element: None

- 230.49 U.S.C. § 46505: Air commerce and safety: Carrying a weapon or explosive on an aircraft
- a. 1 crime
  - b. Criminalizes conspiring to carry weapons or explosives on an aircraft; also makes it a Class A felony if death results
  - c. Mental element: Willfully and without regard for safety
- 231.49 U.S.C. § 60123: Pipelines
- a. 1 crime
  - b. Criminalizes conspiring to damage/destroy gas pipeline facilities; adds ways the offense may be committed; adds a mental element
  - c. Mental element: Knowingly and willfully
- 232.50 App U.S.C. § 531: Servicemembers Civil Relief Act: Evictions and distress
- a. 2 crimes
  - b. Criminalizes taking part in an eviction/distress; attempting to do so
  - c. Mental element: Knowingly
- 233.50 App U.S.C. § 532: Servicemembers Civil Relief Act: Protection under installment contracts for purchase or lease
- a. 2 crimes
  - b. Criminalizes resuming possession of property; attempting to do so
  - c. Mental element: Knowingly
- 234.50 App U.S.C. § 533: Servicemembers Civil Relief Act: Mortgages and trust deeds
- a. 2 crimes
  - b. Criminalizes selling/foreclosing/seizing property in violation of the section; attempting to do any of the above
  - c. Mental element: Knowingly
- 235.50 App U.S.C. § 534: Servicemembers Civil Relief Act: Termination of residential or motor vehicle leases
- a. 2 crimes
  - b. Criminalizes unlawfully seizing/holding/detaining/interfering with personal effects, security deposits or other property; attempting to do any of the above
  - c. Mental element: Knowingly
- 236.50 App U.S.C. § 536: Servicemembers Civil Relief Act: Protection of life insurance policy
- a. 2 crimes
  - b. Criminalizes taking an action in violation of this section; attempting to do so
  - c. Mental element: Knowingly
- 237.50 App U.S.C. § 537: Servicemembers Civil Relief Act: Enforcement of storage liens
- a. 2 crimes

- b. Criminalizes taking an action in violation of this section; attempting to do so
- c. Mental element: Knowingly

*—John S. Baker is Dale E. Bennett Professor of Law at the Louisiana State University Law Center. The author thanks research assistant, Ms. Beverly Froese, who researched the federal statutes and organized the data under his direction.*