

Union Calendar No. 351

104TH CONGRESS
2^D SESSION

H. R. 3166

[Report No. 104-680]

To amend title 18, United States Code, with respect to the crime of false statement in a Government matter.

IN THE HOUSE OF REPRESENTATIVES

MARCH 27, 1996

Mr. MARTINI (for himself, Mr. McCOLLUM, Mr. HYDE, and Mr. SCHUMER) introduced the following bill; which was referred to the Committee on the Judiciary

JULY 16, 1996

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed
[Strike out all after the enacting clause and insert the part printed in *italie*]

A BILL

To amend title 18, United States Code, with respect to the crime of false statement in a Government matter.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Government Account-
5 ability Act of 1996”.

1 **SEC. 2. RESTORATION OF FALSE STATEMENT PENALTIES.**

2 Section 1001 of title 18, United States Code, is
3 amended to read as follows:

4 **“§ 1001. Statements or entries generally**

5 “(a) Except as otherwise provided in this section,
6 whoever, in any matter within the jurisdiction of the execu-
7 tive, legislative, or judicial branch of the Government of
8 the United States, knowingly and willfully—

9 “(1) falsifies, conceals, or covers up by any
10 trick, scheme, or device a material fact;

11 “(2) makes any materially false, fictitious, or
12 fraudulent statement or representation; or

13 “(3) makes or uses any false writing or docu-
14 ment knowing the same to contain any materially
15 false, fictitious, or fraudulent statement or entry;

16 shall be fined under this title or imprisoned not more than
17 5 years, or both.

18 “(b) Subsection (a) does not apply to a party to a
19 judicial proceeding, or that party’s counsel, for state-
20 ments, representations, writings or documents submitted
21 by such party or counsel to a judge in that proceeding.”.

22 **SECTION 1. SHORT TITLE.**

23 *This Act may be cited as the “Government Account-*
24 *ability Act of 1996”.*

1 **SEC. 2. RESTORATION OF FALSE STATEMENT PENALTIES.**

2 *Section 1001 of title 18, United States Code, is amend-*
3 *ed to read as follows:*

4 **“§ 1001. Statements or entries generally**

5 *“(a) Except as otherwise provided in this section, who-*
6 *ever, in any matter within the jurisdiction of the executive,*
7 *legislative, or judicial branch of the Government of the*
8 *United States, knowingly and willfully—*

9 *“(1) falsifies, conceals, or covers up by any trick,*
10 *scheme, or device a material fact;*

11 *“(2) makes any materially false, fictitious, or*
12 *fraudulent statement or representation; or*

13 *“(3) makes or uses any false writing or docu-*
14 *ment knowing the same to contain any materially*
15 *false, fictitious, or fraudulent statement or entry;*

16 *shall be fined under this title or imprisoned not more than*
17 *5 years, or both.*

18 *“(b) Subsection (a) does not apply—*

19 *“(1) to a party to a judicial proceeding, or that*
20 *party’s counsel, for statements, representations,*
21 *writings or documents submitted by such party or*
22 *counsel to a judge in that proceeding; or*

23 *“(2) to—*

24 *“(A) any non-administrative matter; or*

1 “(B) any investigative matter, other than
2 with respect to a person furnishing information
3 pursuant to a duly authorized investigation;
4 within the jurisdiction of an entity within the legisla-
5 tive branch.”.

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