

Calendar No. 674

105TH CONGRESS
2D SESSION

S. 2099

To provide for enhanced Federal sentencing guidelines for counterfeiting offenses, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 20, 1998

Mr. CAMPBELL (for himself, Mr. D'AMATO, and Mr. FAIRCLOTH) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

OCTOBER 1 (legislative day, SEPTEMBER 29), 1998

Reported by Mr. HATCH, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To provide for enhanced Federal sentencing guidelines for counterfeiting offenses, and for other purposes.

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. SENTENCING GUIDELINES FOR COUNTERFEIT-~~
4 ~~ING OFFENSES.~~

5 The United States Sentencing Commission shall
6 amend the Federal sentencing guidelines to provide—

1 ~~(1) a sentencing enhancement of not less than~~
 2 ~~2 levels, with respect to the base level for offenses~~
 3 ~~involving counterfeit bearer obligations of the United~~
 4 ~~States, as described in section 2B5.1 of the Federal~~
 5 ~~sentencing guidelines; and~~

6 ~~(2) an additional sentencing enhancement of~~
 7 ~~not less than 2 levels, with respect to any offense de-~~
 8 ~~scribed in paragraph (1) that involves the use of a~~
 9 ~~computer printer or a color photocopying machine.~~

10 **SECTION 1. COUNTERFEITING OFFENSES.**

11 ~~(a) AMENDMENT OF FEDERAL SENTENCING GUIDE-~~
 12 ~~LINES.—The United States Sentencing Commission shall~~
 13 ~~amend the Federal sentencing guidelines to provide—~~

14 ~~(1) a sentencing enhancement of not less than 2~~
 15 ~~levels, with respect to the base level for offenses involv-~~
 16 ~~ing counterfeit bearer obligations of the United States,~~
 17 ~~as described in section 2B5.1 of the Federal sentenc-~~
 18 ~~ing guidelines; and~~

19 ~~(2) an additional sentencing enhancement of not~~
 20 ~~less than 2 levels, with respect to any offense described~~
 21 ~~in paragraph (1) that involves the use of a computer~~
 22 ~~printer or a color photocopying machine.~~

23 ~~(b) ESTABLISHMENT OF ATTEMPT OFFENSE.—Section~~
 24 ~~471 of title 18, United States Code, is amended by inserting~~

- 1 *“, or attempts to falsely make, forge, counterfeit, or alter,”*
- 2 *after “or alters”.*

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