

108TH CONGRESS  
1ST SESSION

# H. R. 3314

To provide criminal penalties for false information about the status of a member of the Armed Forces engaged in armed conflict.

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IN THE HOUSE OF REPRESENTATIVES

OCTOBER 16, 2003

Mr. McCOTTER introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To provide criminal penalties for false information about the status of a member of the Armed Forces engaged in armed conflict.

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. FALSE INFORMATION RELATING TO STATUS OF**  
4 **MEMBER OF ARMED FORCES ENGAGED IN**  
5 **ARMED CONFLICT.**

6 (a) PROHIBITION.—Chapter 47 of title 18, United  
7 States Code, is amended by inserting after section 1036  
8 the following:

1 **“§ 1037. False information relating to status of mem-**  
2 **ber of Armed Forces engaged in armed**  
3 **conflict**

4 “Whoever, without lawful authority, makes a false  
5 statement, with intent to convey false or misleading infor-  
6 mation, about the death, injury, capture, or disappearance  
7 of a member of the Armed Forces of the United States  
8 during a war or armed conflict in which the United States  
9 is engaged, shall—

10 “(1) be fined under this title or imprisoned not  
11 more than 5 years, or both;

12 “(2) if serious bodily injury (as defined in sec-  
13 tion 1365 of this title, including any conduct that,  
14 if the conduct occurred in the special maritime and  
15 territorial jurisdiction of the United States, would  
16 violate section 2241 or 2242 of this title) results, be  
17 fined under this title or imprisoned not more than  
18 25 years, or both; and

19 “(3) if death results, be fined under this title  
20 or imprisoned for any number of years up to life, or  
21 both.”.

22 (b) CLERICAL AMENDMENT.—The table of sections  
23 as the beginning of chapter 47 of title 18, United States  
24 Code, is amended by adding after the item for section  
25 1036 the following:

“1037. False information relating to status of member of Armed Forces engaged in armed conflict.”

