

Appendix A

TABLE A-1

**Current Statutory Provisions Requiring
Mandatory Minimum Terms of Imprisonment**

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
1	2 U.S.C. § 192 (§§2J1.1, 2J1.5)	Refusing to testify before Congress	1857	1 month
2	2 U.S.C. § 390	Failure to appear, testify, or produce documents when subpoenaed for contested election case before Congress	1969	1 month or fine or both*
3	7 U.S.C. § 13a (§2B1.1)	Disobeying cease and desist order by registered entity	1922	6 months or fine or both*
4	7 U.S.C. § 13b (to be repealed in 2011)	Disobeying cease and desist order by person other than a registered entity	1922	6 months or fine or both*
5	7 U.S.C. § 15b(k)	Violating provisions of cotton futures contract regulation	1976	30 days
6	7 U.S.C. § 195(3) (§2N2.1)	Violation of court order by packer or swine contractor concerning packers and stockyards	1921	6 months or fine or both*
7	7 U.S.C. § 2024(b)(1) (§2B1.1)	Second and subsequent offense; illegal food stamp activity; value of \$100 to \$4,999	1981	6 months
8	7 U.S.C. § 2024(c) (§2B1.1)	Second and subsequent offense; presentation of illegal food stamp for redemption; value of \$100 or more	1981	1 year
9	8 U.S.C. § 1324(a)(2)(B)(i) (§2L1.1)	First or second 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	3 years
10	8 U.S.C. § 1324(a)(2)(B)(i) (§2L1.1)	Third 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

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
11	8 U.S.C. § 1324(a)(2)(B)(ii) (§2L1.1)	First or second 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
12	8 U.S.C. § 1324(a)(2)(B)(ii) (§2L1.1)	Third 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
13	8 U.S.C. § 1326(b)(3) (§2L1.2)	Reentry of an alien removed on national security grounds	1996	10 years
14	12 U.S.C. § 617	Commodities price fixing	1913	1 year or fine or both*
15	12 U.S.C. § 630	Embezzlement, fraud, or false entries by banking officer	1913	2 years
16	15 U.S.C. § 8 (§2R1.1)	Trust in restraint of import trade	1894	3 months
17	15 U.S.C. § 1245(b)	Possession/use of a ballistic knife during commission of federal crime of violence	1958	5 years or fine or both*
18	15 U.S.C. § 1825(a)(2)(c) (§2A1.1)	First degree murder of horse official	1970	Life
19	16 U.S.C. § 414	Trespassing on federal land for hunting or shooting	1897	5 days or fine or both*
20	18 U.S.C. § 33(b) (§§2A2.1, 2A2.2, 2B1.1, 2K1.4)	Damage to or destruction of a motor vehicle carrying high-level radioactive waste or spent nuclear fuel with intent to endanger safety of person	1956	30 years
21	18 U.S.C. § 115 (§§2A1.1, 2A1.2, 2A2.1, 2X1.1)	First degree murder of federal official's family member	1984	Life

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
22	18 U.S.C. § 175c(c)(1) (§2M6.1)	Knowingly produce, engineer, synthesize, acquire, transfer directly or indirectly, receive, possess, import, export, or use, or possess and threaten to use variola virus	2004	25 years
23	18 U.S.C. §175c(c)(2) (§2M6.1)	Any person who, in the course of a violation of subsection (a) uses, attempts or conspires to use, or possesses and threatens to use, any item or items described in subsection (a)	2004	30 years
24	18 U.S.C. § 175c(c)(3) (§2M6.1)	If the death of another results from a person's violation of subsection (a)	2004	Life
25	18 U.S.C. § 225 (§§2B1.1, 2B4.1, 2F1.1)	Organizing, managing, or supervising a continuing financial criminal enterprise	1990	10 years
26	18 U.S.C. § 229A(a)(2)	Develop/produce/acquires/transfer/possess/use any chemical weapon that results in the death of another person	1998	Life
27	18 U.S.C. § 351 (§§2A1.1, 2A1.2, 2A1.3, 2A1.4)	First degree murder of Congress, Cabinet, or Supreme Court member	1971	Life
28	18 U.S.C. § 844(f) (§§2K1.4, 2X1.1)	Maliciously damages, or attempts to damage, property of the U.S. by means of fire or explosives	1970	5 years or fine or both*
29	18 U.S.C. § 844(h) (§2K2.4 (§2K1.4 for offenses committed prior to 11/18/88))	Second or subsequent offense, use of fire or explosives to commit a felony, penalty enhancement provision	1970	20 year enhancement
30	18 U.S.C. § 844(h) (§2K2.4 (§2K1.4 for offenses committed prior to 11/18/88))	First offense, use of fire or explosives to commit a felony, penalty enhancement provision	1970	10 year enhancement
31	18 U.S.C. § 844(i) (§2K1.4)	Use of fire or explosives to destroy property used in interstate commerce	1970	5 years or fine or both*

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
32	18 U.S.C. § 844(o) (§2K2.4)	First offense involving the transfer of explosive materials to be used to commit crime of violence or drug trafficking crime	1970	10 year enhancement
33	18 U.S.C. § 844(o) (§2K2.4)	Second or subsequent offense involving the transfer of explosive materials to be used to commit crime of violence or drug trafficking crime	1970	20 year enhancement
34	18 U.S.C. § 924(c)(1)(A)(i) (§2K2.4)	First offense, using or carrying a firearm during a crime of violence or drug trafficking crime; penalty enhancement provision	1986	5 years
35	18 U.S.C. § 924(c)(1)(A)(ii) (§2K2.4)	First offense, brandishing a firearm during a crime of violence or drug trafficking crime; penalty enhancement provision	1986	7 years
36	18 U.S.C. § 924(c)(1)(A)(iii) (§2K2.4)	First offense, discharging a firearm during a crime of violence or drug trafficking crime; penalty enhancement provision	1986	10 years
37	18 U.S.C. § 924(c)(1)(B)(i) (§2K2.4)	First offense, firearm is a short-barreled rifle, short barreled-shotgun	1986	10 years
38	18 U.S.C. § 924(c)(1)(B)(ii)	First offense, firearm is a machine gun or destructive device or the firearm is equipped with a silence or muffler	1986	30 years
39	18 U.S.C. § 924(c)(1)(C)(i) (§2K2.4)	Second or subsequent conviction under § 924(c)(1)(A)	1986	25 years
40	18 U.S.C. § 924(c)(1)(C)(ii) (§2K2.4)	Second or subsequent conviction under § 924(c)(1)(A) and firearm is a machine gun or destructive device or the firearm is equipped with a silencer or muffler	1986	Life
41	18 U.S.C. § 924(c)(5)(A) (§2K2.4)	Possession or use of armor piercing ammunition during a crime of violence or drug trafficking crime; penalty enhancement provision	1986	15 years

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
42	18 U.S.C. § 924(e)(1) (§2K2.1 (see also §4B1.4))	Possession of a firearm or ammunition by a fugitive or addict who has three prior convictions for violent felonies or drug offenses	1986	15 years
43	18 U.S.C. § 929(a)(1) (§2K2.4)	Carrying firearm during crime of violence or drug trafficking crime. Penalty enhancement provision	1984	5 year enhancement
44	18 U.S.C. § 930(c) (§2K2.5)	First degree murder involving the possession or use of a firearm or other dangerous weapon in a Federal Facility	1988	Life
45	18 U.S.C. § 1028A(a)(1) (§2B1.6)	Aggravated identity theft	2004	2 years
46	18 U.S.C. § 1028A(a)(2) (§2B1.6)	Aggravated identity theft in relation to any offense listed at 18 U.S.C. §2332b(g)(5)(B) (Federal Crime of Terrorism)	2004	5 years
47	18 U.S.C. § 1091 (§2H1.3)	Genocide killing	1988	Life
48	18 U.S.C. § 1111 (§§ 2A1.1, 2A1.2)	First degree murder	1790	Life
49	18 U.S.C. § 1114 (§§ 2A1.1, 2A1.2, 2A1.3, 2A1.4, 2A2.1)	First degree murder of federal officers	1934	Life
50	18 U.S.C. § 1116 (§§ 2A1.1, 2A1.2, 2A1.3, 2A1.4, 2A2.1)	First degree murder of foreign officials, official guests, or internationally protected persons	1972	Life
51	18 U.S.C. § 1118 (§§2A1.1, 2A1.2)	Murder in a federal correctional facility by inmate sentenced to a term of life imprisonment	1994	Life
52	18 U.S.C. § 1119(b) (§§ 2A1.1, 2A1.2, 2A1.3, 2A1.4, 2A2.1)	First degree murder of a U.S. national by a U.S. national while outside the United States	1994	Life

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
53	18 U.S.C. § 1120 (§§ 2A1.1, 2A1.2, 2A1.3, 2A1.4)	Murder by escaped federal prisoner	1996	Life
54	18 U.S.C. § 1121(a)(1) (§§2A1.1, 2A1.2)	First degree murder of a state or local law enforcement officer or any person assisting in a federal criminal investigation	1996	Life
55	18 U.S.C. § 1121(b)(1) (§§2A1.1, 2A1.2)	Killing of a state correctional officer by an inmate	1996	20 years
56	18 U.S.C. § 1122	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 or fine or both*
57	18 U.S.C. §1201(a)	Kidnapping	2003	Life
58	18 U.S.C. § 1201(g)	Kidnapping involving minor (under age 18)	2003	20 years
59	18 U.S.C. § 1203 (§§2A4.1, 2X1.1)	Hostage taking resulting in the death of any person	2003	Life
60	18 U.S.C. § 1389	Assault resulting in bodily injury or battery of a US serviceman or their immediate family member	2009	6 months
61	18 U.S.C. § 1466A(a) (§2G2.2)	Production/possession/receipt/ transport of obscene visual representations of the sexual abuse of children	2003	Mandatory minimum term of imprisonment specified at section 2252A(b)(1)
62	18 U.S.C. § 1503(b)(1) (§2J1.2)	First degree murder of an officer of the court or juror	1948	Life
63	18 U.S.C. § 1512(a)(1) (§§2A1.1, 2A1.2, 2A1.3, 2A2.1)	First degree murder of any person with the intent to prevent their attendance or testimony in an official proceeding	1982	Life

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
64	18 U.S.C. § 1512(a)(2) (§§2A1.1, 2A1.2, 2A1.3, 2A2.1)	Obstructing justice by using, or attempting to use, physical force against another	1982	Life
65	18 U.S.C. § 1512(a)(3)(A) (§§2A1.1, 2A1.2, 2A1.3, 2A2.1)	Obstructing justice by tampering with a witness, victim, or an informant	1982	Life
66	18 U.S.C. § 1591(b)(1) (§§2G1.1, 2D2.1, 2G1.3)	Sex trafficking of children under the age of 14 by force, fraud, or coercion	2000	15 years
67	18 U.S.C. § 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	2000	10 years
68	18 U.S.C. § 1651	Piracy under the laws of nations	1790	Life
69	18 U.S.C. § 1652	Piracy by U.S. citizen	1790	Life
70	18 U.S.C. § 1653	Piracy against the United States by an alien	1790	Life
71	18 U.S.C. § 1655	Piracy in the form of assault on a commander	1790	Life
72	18 U.S.C. § 1658(b)	Prevention of escape from a vessel or holding out a false light, or extinguishing a true light with intent to cause distress to a sailing vessel	1790	10 years
73	18 U.S.C. § 1661	Robbery ashore by a pirates	1790	Life
74	18 U.S.C. § 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
75	18 U.S.C. § 1917	Interference with Civil Service Examinations	1966	10 days or fine or both*

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76	18 U.S.C. § 1958(a) (§2E1.4)	Causing death through the use of interstate commerce facilities in the commission of a murder-for-hire	1984	Life
77	18 U.S.C. § 1992	Wrecking train carrying high level nuclear waste and thereby causing death	2006	Life
78	18 U.S.C. § 2113(e) (§§2A1.1, 2B3.1)	Bank robbery; avoiding apprehension for bank robbery; escaping custody after bank robbery; causing death in the course of a bank robbery	1934	10 years; but if death results-Life
79	18 U.S.C. § 2241(c) (§2A3.1)	First offense, 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	1986	30 years
80	18 U.S.C. § 2241(c) (§2A3.1)	Second or subsequent offense, 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	1986	Life
81	18 U.S.C. § 2250(c) (§2A3.6)	Fails to register as a sex offender and commits a crime of violence	2006	5 years
82	18 U.S.C. § 2251(a) (§2G2.1)	Engaging in explicit conduct with a child for the purpose of producing any visual depiction of such conduct	1978	15 years
83	18 U.S.C. § 2251(a) (§2G2.1)	Engaging in explicit conduct with a child for the purpose of producing any visual depiction of such conduct and offender has one prior conviction for sexual exploitation	1978	25 years
84	18 U.S.C. § 2251(a) (§2G2.1)	Engaging in explicit conduct with a child for the purpose of producing any visual depiction of such conduct and the offender has two or more prior convictions for sexual exploitation	1978	35 years
85	18 U.S.C. § 2251(a) (§2G2.1)	Engaging in explicit conduct with a child for the purpose of producing any visual depiction of such conduct and death results	1978	30 years

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
86	18 U.S.C. § 2251(b) (§2G2.1)	Any parent who permits or assists a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct	1978	15 years
87	18 U.S.C. § 2251(b) (§2G2.1)	Any parent who permits or assists a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct and the offender has one prior conviction for sexual exploitation	1978	25 years
88	18 U.S.C. § 2251(b) (§2G2.1)	Any parent who permits or assists a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct and the offender has two or more prior convictions for sexual exploitation	1978	35 years
89	18 U.S.C. § 2251(b) (§2G2.1)	Any parent who permits or assists a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct and death results	1978	30 years
90	18 U.S.C. § 2251(c) (§2G2.1, 2G2.2)	Enticing a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct	1978	15 years
91	18 U.S.C. § 2251(c) (§2G2.1, 2G2.2)	Enticing a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct and the offender has one prior conviction for sexual exploitation	1978	25 years
92	18 U.S.C. § 2251(c) (§2G2.1, 2G2.2)	Enticing a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct and the offender has two or more prior convictions for sexual exploitation	1978	35 years
93	18 U.S.C. § 2251(c) (§2G2.1, 2G2.2)	Enticing a minor to engage in explicit conduct for the purpose of producing any visual depiction of such conduct and death results	1978	30 years

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
94	18 U.S.C. § 2251(d) (§2G2.2)	Producing or publishing a notice or advertisement seeking or offering a visual depiction of a child engaging in an elicit sexual act	1978	15 years
95	18 U.S.C. § 2251(d) (§2G2.2)	Producing or publishing a notice or advertisement seeking or offering a visual depiction of a child engaging in an elicit sexual act and the offender has one prior conviction for sexual exploitation	1978	25 years
96	18 U.S.C. § 2251(d) (§2G2.2)	Producing or publishing a notice or advertisement seeking or offering a visual depiction of a child engaging in an elicit sexual act and the offender has two or more prior convictions for sexual exploitation	1978	35 years
97	18 U.S.C. § 2251(d) (§2G2.2)	Producing or publishing a notice or advertisement seeking or offering a visual depiction of a child engaging in an elicit sexual act and death results	1978	30 years
98	18 U.S.C. § 2251A(a) (§2G2.3)	Sale of child by parent or custodian for the purpose of sexual exploitation	1988	30 years
99	18 U.S.C. § 2251A(b) (§2G2.3)	Purchasing a child for the purpose of sexual exploitation	2003	30 years
100	18 U.S.C. § 2252(a)(1, 2, or 3) (§§2G2.2)	Interstate transportation of visual depictions of a minor engaging in sexually explicit conduct; receipt, sale, or possession with intent to sell visual depictions of a minor engaging in sexually explicit conduct	1978	5 years; if the offender has a prior conviction for sexual exploitation of children, 15 years
101	18 U.S.C. § 2252(a)(4)	Possession of visual depictions of minors engaging in sexually explicit conduct, second offense	1990	10 years if the defendant has a prior conviction for sexual exploitation of children

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
102	18 U.S.C. § 2252A(a)(1)-(4), (6) (§2G2.2)	Interstate transportation of child pornography	1996	5 years; 15 years for a second or subsequent violation
103	18 U.S.C. § 2252A(a)(5) (§2G2.2)	Possession of child pornography	1996	10 years if the offender has a prior conviction for possession of child pornography
104	18 U.S.C. § 2252A(b) (§2G2.2)	Child pornography; penalties	1996	5 years for violations of sections 2252A(1)-(4), (6); 15 years for a second or subsequent violation of section 2252A(1)-(4),(6); 10 years for a second or subsequent violation of section 2252A(5)
105	18 U.S.C. § 2252A(g) (§2G2.2)	Child exploitation enterprise	1996	20 years
106	18 U.S.C. § 2257 (§2G2.5)	Failure to keep records of sexually explicit depictions	1988	2 years
107	18 U.S.C. § 2257A(i)(3) (§2G2.5)	Failure to keep records of depictions of simulated sexual conduct	2006	2 years if prior conviction under this section
108	18 U.S.C. § 2260(a) (§2G2.1)	Use of a minor in the production of sexually explicit depictions of a minor for importation into the United States	1994	Mandatory minimum term of imprisonment specified at section 2251(e)

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109	18 U.S.C. § 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	1994	Mandatory minimum term of imprisonment specified at section 2252(b)(1)
110	18 U.S.C. § 2260A (§2A3.6)	Penalty enhancement for registered sex offenders who commit specified offenses involving a minor	2006	10 year enhancement
111	18 U.S.C. § 2261(b)(6)	Stalking in violation of a restraining order, or other order described in 18 U.S.C. § 2266	1994	1 year
112	18 U.S.C. § 2332g (§2K2.1)	Knowingly produce, acquire, transfer, possess missile systems designed to destroy aircraft	2004	25 years
113	18 U.S.C. § 2332g (§2K2.1)	While in course of violating or attempting to violate subsection (a), uses, attempts or conspires to use or possess and threatens to use, any item or items described in subsection (a)	2004	30 years
114	18 U.S.C. § 2332g (§2K2.1)	If the death of another results from the violation of subsection (a)	2004	Life
115	18 U.S.C. § 2332h(c)(1) (§2M6.1)	Knowingly produce, acquire, transfer, receive, possess any weapon designed to release radiation or radioactivity at a level dangerous to human life	2004	25 years
116	18 U.S.C. § 2332h(c)(2) (§2M6.1)	While in the course of violating or attempting to violate subsection (a), uses, attempts or conspires to use, or possesses and threatens to use, any item or items described in subsection (a)	2004	30 years
117	18 U.S.C. § 2332h(c)(3) (§2M6.1)	If the death results from a person's violation of subsection (a)	2004	Life
118	18 U.S.C. § 2381 (§2M1.1)	Treason and sedition	1948	5 years

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119	18 U.S.C. § 2422(b) (§§2G1.1, 2G1.3)	Coercion and enticement using mail or means of commerce, of a minor for illegal sexual activity	1986	10 years
120	18 U.S.C. § 2423(a) (§2G1.3)	Transportation of minors across state lines for the purpose of prostitution or another sexual activity which can be charged as a criminal offense	2003	10 years
121	18 U.S.C. § 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	2003	10 years
122	18 U.S.C. § 3559(c)(1)	Upon conviction for a serious violent felony, if offender has two or more prior serious violent felony convictions, or one or more prior serious violent felony convictions and one or more prior serious drug offense convictions, apply enhancement	2003	Life
123	18 U.S.C. § 3559(d)(1)	Sentence enhancement; if the death of a child of less than 14 years results from a serious violent felony as described in section 3591(a)(2), apply enhancement	2003	Life
124	18 U.S.C. § 3559(e)(1)	Where a federal sex offense committed against a minor and the offender has a prior sex conviction in which a minor was the victim, apply enhancement	2003	Life
125	18 U.S.C. § 3559(f)(1)	Sentence enhancement; murder of a child less than 18	2004	30 years
126	18 U.S.C. § 3559(f)(2)	Sentence enhancement, kidnapping or maiming of child less than 18	2004	25 years
127	18 U.S.C. § 3559(f)(3)	Sentence enhancement; crime of violence resulting in serious bodily injury or if a dangerous weapon is used during and in relation to a crime of violence	2004	10 years
128	19 U.S.C. § 283 (§2T3.1)	Failure to report seaboard saloon purchases to customers	1886	3 months

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129	21 U.S.C. § 212 [petty offense]	Practice of pharmacy and sale of poisons in China	1915	10 months or fine or both*
130	21 U.S.C. § 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	1957	Life
131	21 U.S.C. § 622 (§2C1.1)	Bribery of meat inspectors and acceptance of bribes	1907	1 year
132	21 U.S.C. § 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	Life
133	21 U.S.C. § 841(a) (§2D1.1)	Manufacturing, distributing, dispensing, or possessing a controlled substance or counterfeit substance with intent to distribute	1986	Mandatory minimum term of imprisonment specified at section 841(b)
134	21 U.S.C. § 841(b)(1)(A) (§2D1.1)	First offense, manufacturing, distributing, or possessing with intent to distribute, no death or serious bodily injury	1986	10 years or fine or both*
135	21 U.S.C. § 841(b)(1)(A) (§2D1.1)	First offense, manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results from the use	1986	20 years or fine or both*
136	21 U.S.C. § 841(b)(1)(A) (§2D1.1)	Second offense, manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results from the use	1986	Life
137	21 U.S.C. § 841(b)(1)(A) (§2D1.1)	Second offense, manufacturing, distributing, or possessing with intent to distribute, no death or serious bodily injury	1986	20 years or fine or both*
138	21 U.S.C. § 841(b)(1)(A) (§2D1.1)	Third offense, manufacturing, distributing, or possessing with intent to distribute	1986	Life

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
139	21 U.S.C. § 841(b)(1)(B) (§2D1.1)	First offense, manufacture, distribution, or possession with intent to distribute, no death or serious bodily injury results	1984	5 years or fine or both*
140	21 U.S.C. § 841(b)(1)(B) (§2D1.1)	First offense, manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results	1984	20 years or fine or both*
141	21 U.S.C. § 841(b)(1)(B) (§2D1.1)	Second and all subsequent offenses, manufacture, distribution, or possession with intent to distribute, no death or serious bodily injury results	1984	10 years or fine or both*
142	21 U.S.C. § 841(b)(1)(B) (§2D1.1)	Second or any subsequent offense, manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results	1984	Life
143	21 U.S.C. § 841(b)(1)(C) (§2D1.1)	First offense, manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results	1986	20 years or fine or both*
144	21 U.S.C. § 841(b)(1)(C) (§2D1.1)	Second or any subsequent offense, manufacturing, distributing, or possessing with intent to distribute, death or serious bodily injury results	1986	Life
145	21 U.S.C. § 844(a) (§2D2.1)	Second offense, simple possession, all substances other than those containing cocaine base and those containing cocaine base but weighing three grams or less	1986	15 days
146	21 U.S.C. § 844(a) (§2D1.1)	Second offense, simple possession, substance contains cocaine base and weighs more than 3 grams	1988	5 years
147	21 U.S.C. § 844(a) (§2D2.1)	Third and all subsequent offenses, simple possession, all substances other than those containing cocaine base and those containing cocaine base but weighing 1 gram or less	1986	90 days

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
148	21 U.S.C. § 844(a) (§2D2.1)	Third and all subsequent offenses, simple possession, substance contains cocaine base and weighs more than 1 gram	1988	5 years
149	21 U.S.C. § 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)	Attempt and conspiracy under Chapter 13-Drug Abuse Prevention and Control: Subchapter-Offenses and Penalties	1970	Mandatory minimum term of imprisonment applicable to the underlying offense
150	21 U.S.C. § 848(a) (§2D1.5)	First offense, continuing criminal enterprise	1970	20 years
151	21 U.S.C. § 848(a) (§2D1.5)	Second and all subsequent offenses, continuing criminal enterprise	1970	30 years
152	21 U.S.C. § 848(b) (§2D1.5)	Any offense; principal administrator, organizer, or leader (“kingpin”) of continuing criminal enterprise	1986	Life
153	21 U.S.C. § 848(e)(1) (§2A1.1)	Engaged in a continuing criminal enterprise and intentionally kills an individual or law enforcement officer	1988	20 years
154	21 U.S.C. § 851	Proceedings to establish prior convictions; sentence enhancement provisions	1970	1 year
155	21 U.S.C. § 859(a)	First offense, distribution to persons under age 21	1986	1 year or the applicable minimum from 841(b), whichever is the greater
156	21 U.S.C. § 859(b)	Second offense, distribution to persons under age 21	1986	1 year or the applicable minimum from 841(b), whichever is the greater

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
157	21 U.S.C. § 859(b) (§2D1.2)	Third and subsequent offenses, distribution to persons under age 21	1988	Mandatory minimum term of imprisonment specified at section 841(b)(1)(A)
158	21 U.S.C. § 860(a) (§2D1.2)	First offense, distribution of a controlled substance near a school or similar facility	1986	1 year or the applicable minimum from 841(b), whichever is the greater
159	21 U.S.C. § 860(b) (§2D1.2)	Second offense, distribution of a controlled substance near a school or similar facility	1984	3 years or the applicable minimum from 841(b), whichever is the greater
160	21 U.S.C. § 860(b) (§2D1.2)	Third offense, distribution of a controlled substance near a school or similar facility	1988	Mandatory minimum term of imprisonment specified at section 841(b)(1)(A)
161	21 U.S.C. § 861(b) (§2D1.2)	First offense, employing or using a person under age 18 to engage in a controlled substance offense	1986	1 year
162	21 U.S.C. § 861(c) (§2D1.2)	Second offense, employing or using a person under age 18 to engage in a controlled substance offense	1986	1 year
163	21 U.S.C. § 861(c) (§2D1.2)	Third or subsequent offense, employing or using a person under age 18 to engage in a controlled substance offense	1988	Mandatory minimum term of imprisonment specified at section 841(b)

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
164	21 U.S.C. § 861(f) (§2D1.2)	Knowing or intentionally distributing a controlled substance to a pregnant individual	1988	1 year
165	21 U.S.C. § 960(b)(1) (§2D1.1)	First offense, unlawful import or export, no death or serious bodily injury results	1986	10 years or fine or both*
166	21 U.S.C. §960(b)(1) (§2D1.1)	First offense, unlawful import or export, death or serious bodily injury results	1986	20 years or fine or both*
167	21 U.S.C. § 960(b)(1) (§2D1.1)	Second or any subsequent offense, unlawful import or export, no death or serious bodily injury results	1986	20 years or fine or both*
168	21 U.S.C. § 960(b)(1) (§2D1.1)	Second or any subsequent offense, unlawful import or export, death or serious bodily injury results	1986	Life
169	21 U.S.C. § 960(b)(2) (§2D1.1)	First offense, unlawful import or export, no death or serious bodily injury results	1986	5 years or fine or both*
170	21 U.S.C. § 960(b)(2) (§2D1.1)	First offense, unlawful import or export, death or serious bodily injury results	1986	20 years or fine or both*
171	21 U.S.C. § 960(b)(2) (§2D1.1)	Second and all subsequent offenses, no death or serious bodily injury results	1986	10 years or fine or both*
172	21 U.S.C. § 960(b)(2) (§2D1.1)	Second or any subsequent offense, unlawful import or export, serious death or bodily injury results	1986	Life
173	21 U.S.C. § 960(b)(3) (§2D1.1)	First offense, unlawful import or export, death or serious bodily injury results	1986	20 years or fine or both*
174	21 U.S.C. § 960(b)(3) (§2D1.1)	Second offense, unlawful import or export, death or serious bodily injury results	1986	Life

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
175	21 U.S.C. § 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)	Attempt and conspiracy under Chapter 13-Drug Abuse Prevention and Control: Subchapter-Import and Export	1970	Mandatory minimum term of imprisonment applicable to the underlying offense
176	21 U.S.C. § 1041(b)	Killing any person engaged in or on account of performance of his official duties under Chapter 15-Egg Products Inspection	1970	Life
177	22 U.S.C. § 4221 (§2B1.1)	Forgery of notary seal	1906	1 year
178	33 U.S.C. § 410	Navigable water regulation violation	1900	30 days or fine or both*
179	33 U.S.C. § 411 (§2Q1.3)	Deposit of refuse or obstruction of navigable waterway	1899	30 days or fine or both*
180	33 U.S.C. § 441	New York and Baltimore harbors, deposit of refuse	1958	30 days or fine or both*
181	42 U.S.C. § 2272(b) (§2M6.1)	Violation of prohibitions governing atomic weapons; no death resulting	1954	25 years
182	42 U.S.C. § 2272(b) (§2M6.1)	Using, attempting to use, or threatening while possessing, an atomic weapon	1954	30 years
183	42 U.S.C. § 2272(b) (§2M6.1)	Violation of prohibitions governing atomic weapons; death of another resulting	1954	Life
184	46 U.S.C. § 58109(a)	Individual convicted of violating merchant marine act	2006	1 year or fine or both*
185	47 U.S.C. § 13	Refusal to operate railroad or telegraph lines	1934	6 months
186	47 U.S.C. § 220(e)	Falsely entering or destroying books or accounts of common carrier	1989	1 year or fine or both*

<u>Number</u>	<u>Statute (Guideline)</u>	<u>Description</u>	<u>Date Enacted**</u>	<u>Minimum Term</u>
187	49 U.S.C. § 11911	(omitted in 1995)	1978	1 year
188	49 U.S.C. § 46502(a)(2)(A) (§§2A5.1, 2X1.1)	Committing or attempting to commit aircraft piracy in special aircraft jurisdiction of the U.S.; no death of another individual	1958	20 years
189	49 U.S.C. § 26502(a)(2)(B) (§§2A5.1, 2X1.1)	Committing or attempting to commit aircraft piracy in special aircraft jurisdiction of the U.S.; resulting in death of another individual	1958	Life
190	49 U.S.C. § 46502(b)(1)(A) (§§2A5.1, 2X1.1)	Violation of Convention for the Suppression of Unlawful Seizure of Aircraft outside special aircraft jurisdiction of U.S.; no death of another individual	1958	20 years
191	49 U.S.C. § 46502(b)(1)(B) (§§2A5.1, 2X1.1)	Violation of Convention for the Suppression of Unlawful Seizure of Aircraft outside special aircraft jurisdiction of U.S.; resulting in death of another individual	1958	Life
192	49 U.S.C. § 46506(1) (§2A5.3)	Application of certain criminal laws to acts on aircraft if in special maritime and territorial jurisdiction of the U.S.	1958	Mandatory minimum term of imprisonment applicable to the underlying offense
193	49 U.S.C. Appx. § 1472(n) (§2A5.1)	Commits a defined offense aboard an aircraft outside U.S. jurisdiction, no death results (see 49 U.S.C. § 46402)	1974	20 years
194	49 U.S.C. Appx. § 1472(n) (§2A5.1)	Commits a defined offense aboard an aircraft outside U.S. jurisdiction, death results (see 49 U.S.C. § 46402)	1974	Life
<p>* These statutes require a minimum period of imprisonment only when the court imposes a term of imprisonment.</p> <p>** Year during which mandatory minimum first enacted with respect to the substantive offense proscribed by the relevant statute.</p>				