

Appendix C

**Table C-1
Mandatory Minimum Penalties in the 1878 Revised Statutes**

Rev. Stat. §	Description	Mandatory Minimum Term	Statutory Maximum Term
3376	Failure to destroy tobacco package stamp upon emptying	Ten days	Six months
3406	Failure to destroy cigar box stamp upon emptying	Ten days	Six months
3376	Distribution of empty stamped tobacco package	Twenty days	One year
3279	Falsely holding out to be a lawful distiller	One month	Six months
102	Refusal of witness to testify before Congress	One month	One year
3326	Altering stamping, shifting spirits, and related conduct	One month	One year
3258	Failure to register still or distilling apparatus	One month	Two years
5447	Resisting revenue officers	One month	Ten years
5474	Deserting the U.S. mail	Three months	One year
3113	Failing to pay duties on saloon stores	Three months	Two years
3252	Adding substances to distilled spirits to create fictitious proof	Three months	Two years
3300	Storekeeper removing any cask or package without order	Three months	Two years
3292	Fraudulent alcohol inspection and gauging	Three months	Three years
3296	Concealing or removing spirits with unpaid taxes	Three months	Three years
3318	Failure to properly keep wholesale liquor book	Three months	Three years
3387	Manufacturing cigars without giving bond	Three months	Five years
5528	Unlawful presence of troops at an election	Three months	Five years
2998	Breaking into merchandise for transportation	Six months	Two years
3260	Failure to give distiller's bond	Six months	Two years
3242	Failure to pay special tax on liquor and related equipment	Six months	Two years
3259	Giving false notice of distillery	Six months	Two years
3266	Distilling on prohibited premises	Six months	Two years

Rev. Stat. §	Description	Mandatory Minimum Term	Statutory Maximum Term
3282	Conduct relating to illegal mash and wort	Six months	Two years
3281	Carrying on distillery without giving bond	Six months	Two years
3305	Falsification of distiller's books	Six months	Two years
3360	Failure by leaf-tobacco dealer to keep or open books	Six months	Two years
3363	Selling manufactured tobacco in unstamped packages	Six months	Two years
3374	Removing manufactured tobacco without proper packages and stamps	Six months	Two years
3380	Representing tobacco as being manufactured and taxed before 7/20/1868	Six months	Two years
3392	Improperly packaging cigars	Six months	Two years
3397	Removing cigars without proper packages and stamps	Six months	Two years
3403	Selling improperly packed imported cigars	Six months	Two years
5448	Falsely assuming to be a revenue officer	Six months	Two years
5503	Government official contracting beyond a specific appropriation	Six months	Two years
3169	Misconduct by revenue officers and agents	Six months	Three years
3257	Tax fraud by a spirit distiller	Six months	Three years
3316	Revenue officer misconduct regarding distilled spirit stamps	Six months	Three years
3358	Failure by tobacco or snuff manufacturer to keep accounts	Six months	Three years
3370	Fraud in affixing commissioned tobacco manufacturing stamps	Six months	Three years
3377	Customs officer permitting imported tobacco to pass without paying appropriate taxes	Six months	Three years
3390	Failure by cigar manufacturer to keep accounts	Six months	Three years
3397	Using false cigar tax stamps	Six months	Three years
3399	Fraud in affixing commission cigar manufacturing stamps	Six months	Three years
3401	Representing cigars as being manufactured and taxed before 7/20/1868	Six months	Three years

Rev. Stat. §	Description	Mandatory Minimum Term	Statutory Maximum Term
3402	Customs officer permitting imported cigars to pass without paying appropriate taxes	Six months	Three years
5455	Enticing desertions from the U.S. military	Six months	Three years
5335	Criminal correspondence with a foreign government	Six months	Three years
5389	Circulation of obscene literature	Six months	Five years
4046	Embezzlement of money-order funds	Six months	Ten years
5489	Failure of the Treasurer, etc., to safely keep public moneys	Six months	Ten years
5490	Custodians of public money failing to safely keep	Six months	Ten years
5491	Failure of Government official to render accounts	Six months	Ten years
5492	Failure of Government official to deposit public money as required	Six months	Ten years
2412	Obstructing public land survey	One year	Three years
3306	Using false weight or measure in alcohol distillation	One year	Three years
3311	Tampering with distillation capacity devices	One year	Three years
3268	Breaking seal or lock placed by revenue officers	One year	Three years
3376	Reusing stamped tobacco package	One year	Three years
3924	Removal and re-use of old stamps by postal employee	One year	Three years
5338	Enlisting to serve against the United States	One year	Three years
1736	Consul's neglect of duties to seamen and abuse of power	One year	Five years
2142	Assaults by whites on Indians, and vice versa, with intent to kill	One year	Five years
3324	Failure to obliterate mark or stamp upon emptying cask	One year	Five years
3346	Making, selling, or using false alcohol stamps or dies	One year	Five years
3355	Manufacturing tobacco or snuff without giving bond	One year	Five years
3451	Fraudulently executing documents required by internal revenue laws	One year	Five years

Rev. Stat. §	Description	Mandatory Minimum Term	Statutory Maximum Term
5337	Recruiting individuals to serve against the United States	One year	Five years
5395	Taking false oath for naturalization	One year	Five years
5467	Embezzlement of letters containing monetary enclosures	One year	Five years
5469	Stealing or fraudulently obtaining mail, opening valuable letters	One year	Five years
3170	Requesting or accepting a bribe relating to internal revenue laws	One year	Ten years
5460	Debasement of coinage by officers of the mint	One year	Ten years
2193	False census certification	Two years	No maximum
2202	False certificates by census marshal	Two years	No maximum
5354	Death caused by transporting explosive materials when deemed to be manslaughter	Two years	No maximum
5483	Federal officer receipting for larger sums than paid	Two years	Two years
5380	Hovering on U.S. coast with slaves on board	Two years	Four years
3375	Affixing false tobacco stamps	Two years	Five years
5465	Counterfeiting foreign stamps	Two years	Ten years
5473	Attempting to rob the mail	Two years	Ten years
2143	Arson in Indian country	Two years	Twenty-one years
3784	Fraud by the congressional printer	Three years	Seven years
5377	Bringing into the U.S. or holding or selling persons as slaves	Three years	Seven years
5378	Equipping vessels for the slave trade	Three years	Seven years
5379	Transporting persons to be held as slaves	Three years	Seven years
2471	Forging or counterfeiting land titles in California	Three years	Ten years
2472	Falsely dating evidence of Mexican authority to California lands	Three years	Ten years
2473	Presenting false evidence of title to lands in California	Three years	Ten years
5367	Attempt to destroy a vessel at sea	Three years	Ten years

Rev. Stat. §	Description	Mandatory Minimum Term	Statutory Maximum Term
5420	Forging, counterfeiting, or passing military bounty-land warrants	Three years	Ten years
5472	Robbery of the mail	Five years	Ten years
5415	Counterfeiting national bank notes	Five years	Fifteen years

