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Eightieth Congress, Session II
Chapter 645 — 62 Stat. 683 — Public Law 772 (H.R. 3190)
June 25, 1948

AN ACT *To revise, codify, and enact into positive law, Title 18 of the United States Code, entitled "Crimes and Criminal Procedure".*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Title 18 of the United States Code, entitled "Crimes and Criminal Procedure", is hereby revised, codified, and enacted into positive law, and may be cited as "Title 18, U. S. C., § ——", as follows:

TITLE 18—CRIMES AND CRIMINAL PROCEDURE

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PART I—CRIMES

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[62 Stat. 684–688 omitted (5 pages)]

Whoever, in the commission of any such acts uses a deadly or dangerous weapon, shall be fined not more than $10,000 or imprisoned not more than ten years, or both.

§ 113. ASSAULTS WITHIN MARITIME AND TERRITORIAL JURISDICTION

Whoever, within the special maritime and territorial jurisdiction of the United States, is guilty of an assault shall be punished as follows:

(a) Assault with intent to commit murder or rape, by imprisonment for not more than twenty years.

(b) Assault with intent to commit any felony, except murder or rape, by fine of not more than $3,000 or imprisonment for not more than ten years, or both.

(c) Assault with a dangerous weapon, with intent to do bodily harm, and without just cause or excuse, by fine of not more than $1,000 or imprisonment for not more than five years, or both.

(d) Assault by striking, beating, or wounding, by fine of not more than $500 or imprisonment for not more than six months, or both.

(e) Simple assault, by fine of not more than $300 or imprisonment for not more than three months, or both.

§ 114. MAIMING WITHIN MARITIME AND TERRITORIAL JURISDICTION

Whoever, within the special maritime and territorial jurisdiction of the United States, and with intent to main or disfigure, cuts, bites, or slits the nose, ear, or lip, or cuts out or disables the tongue, or puts out or destroys an eye, or cuts off or disables a limb or any member of another person; or

Whoever, within the special maritime and territorial jurisdiction of the United States, and with like intent, throws or pours upon another person, any scalding water, corrosive acid, or caustic substance—

Shall be fined not more than $1,000 or imprisoned not more than seven years, or both.

CHAPTER 9.—BANKRUPTCY

Sec.

151. Definitions.

152. Concealment of assets; false oaths and claims; bribery.

153. Embezzlement by trustee, receiver or officer.

154. Adverse interest and conduct of referees and other officers.

155. Fee agreements in bankruptcy proceedings.

§ 151. DEFINITIONS

As used in this chapter:

The term "bankrupt" means a debtor by or against whom a petition has been filed under Title 11.

The term "bankruptcy" includes any proceeding, arrangement, or plan pursuant to Title 11.

§ 152. CONCEALMENT OF ASSETS; FALSE OATHS AND CLAIMS; BRIBERY

Whoever knowingly and fraudulently conceals from the receiver, custodian, trustee, marshal, or other officer of the court charged with the control or custody of property, or from creditors in any bankruptcy proceeding, any property belonging to the estate of a bankrupt; or

Whoever knowingly and fraudulently makes a false oath or account in or in relation to any bankruptcy proceeding; or

Whoever knowingly and fraudulently presents under oath any false claim for proof against the estate of a bankrupt, or uses any such claim in any bankruptcy proceeding, personally, or by agent, proxy, or attorney, or as agent, proxy, or attorney; or

Whoever knowingly and fraudulently receives any material amount of property from a bankrupt after the filing of a bankruptcy proceeding, with intent to defeat the bankruptcy law; or

Whoever knowingly and fraudulently gives, offers, receives or attempts to obtain any money or property, remuneration, compensation, reward, advantage, or promise thereof, for acting or forbearing to act in any bankruptcy proceeding; or

Whoever, while an agent or officer of any person or corporation, and in contemplation of a bankruptcy proceeding by or against such person or corporation, or with intent to defeat the bankruptcy law, knowingly and fraudulently transfers or conceals any of the property of such person or corporation; or

Whoever, after the filing of a bankruptcy proceeding or in contemplation thereof, knowingly and fraudulently conceals, destroys, mutilates, falsifies, or makes a false entry in any document affecting or relating to the property or affairs of a bankrupt; or

Whoever, after the filing of a bankruptcy proceeding, knowingly and fraudulently withholds from the receiver, custodian, trustee, marshal, or other officer of the court entitled to its possession, any document affecting or relating to the property or affairs of a bankrupt.

Shall be fined not more than $5,000 or imprisoned not more than five years, or both.

§ 153. EMBEZZLEMENT BY TRUSTEE, RECEIVER OR OFFICER

Whoever knowingly and fraudulently appropriates to his own use, embezzles, spends, or transfers any property or secretes or destroys any document belonging to the estate of a bankrupt which came into his charge as trustee, receiver, custodian, marshal, or other officer of the court, shall be fined not more than $5,000 or imprisoned not more than five years, or both.

§ 154. ADVERSE INTEREST AND CONDUCT OF REFEREES AND OTHER OFFICERS

Whoever knowingly acts as a referee in a case in which he is directly or indirectly interested; or

Whoever, being a referee, receiver, custodian, trustee, marshal, or other officer of the court, knowingly purchases, directly or indirectly, any property of the estate of which he is such officer in a bankruptcy proceeding; or

Whoever being such officer, knowingly refuses to permit a reasonable opportunity for the inspection of the documents and accounts relating to the affairs of estates in his charge by parties in interest when directed by the court to do so—

Shall be fined not more than $500, and shall forfeit his office, which shall thereupon become vacant.

§ 155. FEE AGREEMENTS IN BANKRUPTCY PROCEEDINGS

Whoever, being a party in interest, whether as a debtor, creditor, receiver or trustee or a representative of any of them, in any receivership, bankruptcy, or reorganization proceeding, in or under the supervision of any court of the United States, enters into any agreement, express or implied, with another such party in interest, for the purpose of fixing the fees or other compensation to be paid, to any party in interest for services rendered in connection therewith, from the assets of the estate in excess of the compensation allowed by law; or

Whoever, being a judge of a court of the United States knowingly approves the payment of any fees or compensation so fixed—

Shall be fined not more than $5,000 or imprisoned not more than one year, or both.

CHAPTER 11.—BRIBERY AND GRAFT

Sec.

201. Offer to officer or other person.

202. Acceptance or solicitation by officer or other person.

203. Acceptance or demand by district attorneys or marshals or their assistants.

[62 Stat. 691–817 omitted (127 pages)]

of Indian Affairs or the Secretary of the Interior may execute all warrants of arrest and other lawful precepts issued under the authority of the United States and in the execution of his duty he may command all necessary assistance.

§ 3056. SECRET SERVICE POWERS

The Secretary of the Treasury is authorized to direct and use the Secret Service Division of the Treasury Department to detect, arrest, and deliver into custody any person violating any of the provisions of sections 508 and 509 of this title and, insofar as the Federal Deposit Insurance Corporation, Federal land banks, joint-stock land banks and national farm loan associations are concerned, of sections 218, 221, 433, 493, 657, 709, 1006, 1007, 1011, 1013, 1014, 1907 and 1909 of this title.

§ 3057. BANKRUPTCY INVESTIGATIONS

(a) Any referee, receiver, or trustee having reasonable grounds for believing that any violations of the bankruptcy laws or laws relating to insolvent debtors, receiverships or reorganization plans has been committed, or that an investigation should be had in connection therewith, shall report to the appropriate United States attorney all the facts and circumstances of the case, the names of the witnesses and the offense or offenses believed to have been committed. Where one of such officers has made such report, the others need not do so.

(b) The United States attorney thereupon shall inquire into the facts and report thereon to the referee, and if it appears probable that any such offense has been committed, shall without delay, present the matter to the grand jury, unless upon inquiry and examination he decides that the ends of public justice do not require investigation or prosecution, in which case he shall report the facts to the Attorney General for his direction.

§ 3058. INTERNED BELLIGERENT NATIONALS

Whoever, belonging to the armed land or naval forces of a belligerent nation or belligerent faction and being interned in the United States, in accordance with the law

of nations, leaves or attempts to leave said jurisdiction, or leaves or attempts to leave the limits of internment without permission from the proper official of the United States in charge, or willfully overstays a leave of absence granted by such official, shall be subject to arrest by any marshal or deputy marshal of the United States, or by the military or naval authorities thereof, and shall be returned to the place of internment and there confined and safely kept for such period of time as the official of the United States in charge shall direct.

§ 3059. REWARDS AND APPROPRIATIONS THEREFOR

There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $25,000 as a reward or rewards for the capture of anyone who is charged with violation of criminal laws of the United States or any State or of the District of Columbia, and an equal amount as a reward or rewards for information leading to the arrest of any such person, to be apportioned and expended in the discretion of, and upon such conditions as may be imposed by, the Attorney General of the United States. Not more than $25,000 shall be expended for information or capture of any one person.

If any of the said persons shall be killed in resisting lawful arrest, the Attorney General may pay any part of the reward money in his discretion to the person or persons whom he shall adjudge to be entitled thereto but no reward money shall be paid to any official or employee of the Department of Justice of the United States.

[62 Stat. 819–827 omitted (9 pages)]

§ 3282. OFFENSES NOT CAPITAL

Except as otherwise expressly provided by law, no person shall be prosecuted, tried, or punished for any offense, not capital, unless the indictment is found or the

information is instituted within three years next after such offense shall have been committed.

§ 3283. CUSTOMS AND SLAVE TRADE VIOLATIONS

No person shall be prosecuted, tried or punished for any violation of the customs laws or the slave trade laws of the United States unless the indictment is found or the information is instituted within five years next after the commission of the offense.

§ 3284. CONCEALMENT OF BANKRUPT'S ASSETS

The concealment of assets of a bankrupt or other debtor shall be deemed to be a continuing offense until the debtor shall have been finally discharged or a discharge denied, and the period of limitations shall not begin to run until such final discharge or denial of discharge.

§ 3285. CRIMINAL CONTEMPT

No proceeding for criminal contempt within section 402 of this title shall be instituted against any person, corporation or association unless begun within one year from the date of the act complained of; nor shall any such proceeding be a bar to any criminal prosecution for the same act.

§ 3286. SEDUCTION ON VESSEL OF UNITED STATES

No person shall be prosecuted, tried, or punished for seduction in violation of section 2198 of this title unless indictment is found or the information is filed within one year after the vessel on which the offense was committed arrives at its port of destination.

§ 3287. WARTIME SUSPENSION OF LIMITATIONS

When the United States is at war the running of any statute of limitations applicable to any offense (1) involving fraud or attempted fraud against the United States or any agency thereof in any manner, whether by conspiracy or not, or (2) committed in connection with the acquisition, care, handling, custody, control or disposition of any real or personal property of the United States, or (3) committed in connection with the negotiation, procurement, award, performance, payment for, interim financing, cancelation, or other termination or settlement, of any contract, subcontract, or purchase order which is connected with or related to the prosecution of the war, or with any disposition of termination inventory by any war contractor or Government agency, shall be suspended until three years after the termination of hostilities as proclaimed by the President or by a concurrent resolution of Congress.

Definitions of terms in section 103 of Title 41 shall apply to similar terms used in this section.

§ 3288. REINDICTMENT WHERE DEFECT FOUND AFTER PERIOD OF LIMITATIONS

Whenever an indictment is dismissed for any error, defect or irregularity with respect to the grand jury, or is found otherwise defective or insufficient for any cause, after the period prescribed by the applicable statute of limitations has expired, a new indictment may be returned not later than the end of the next succeeding regular term of such court, following the term at which such indictment was found defective or insufficient, during which a grand jury shall be in session which new indictment shall not be barred by any statute of limitations.

[62 Stat. 829–862 omitted (34 pages)]

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Mar. 2	[9] 814		31	956	18	594
Mar. 3	853	1 (part)	31	[10] 1185	18	791, 792, 793
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June 21	1140	1–3	32	397, 398	18	710, 711, 712, 712a
June 28	1301	1 (part)	32	[12] 475	18	668
1903—Feb. 9	529	1, 2	32	806, 807	18	592, 666
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[1] Only the part amending R. S. § 2146.

[2] Only the part amending R. S. § 2139.

[3] Second sentence, only, of the seventh paragraph appearing on this page.

[4] Only the provisions amending R. S. § 3167.

[5] First and third provisos appearing on this page.

[6] Fourth proviso commencing on this page and ending on p. 958.

[7] Second sentence of proviso, only.

[8] Second proviso, commencing on this page and ending on p. 845.

[9] Only the provisions amending second sentence of proviso in Act, May 28, 1896, ch. 252, § 19, 29 Stat. 184.

[10] First, second, and third provisos, only, appearing on this page.

[11] Only the sixth full paragraph appearing on this page.

[12] First proviso, only, appearing on this page.

[13] Only the second full paragraph appearing on this page.

[14] First proviso in the fifth paragraph appearing on this page.

[15] All following the semicolon in the fourth full paragraph appearing on this page.

[62 Stat. 864–866 omitted (3 pages)]

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June 13	359		54	391	18	253
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[52] The part amending sec. 12 B (s–u), (w, x) of Act, Dec. 23, 1913, ch. 6, as added by Act, June 16, 1933, ch. 89, § 8 (part), 48 Stat. 168 (177, 178).

[53] The part amending sec. 12 B (v) of Act of Dec. 23, 1913, ch. 6, as added by Act, June 16, 1933, ch. 89, § 8 (part), 48 Stat. 168 (178), being specifically the provisions which, in said Act of Aug. 23, 1935, ch. 614, § 101, 49 Stat. 684 (701), were re-designated as sec. 12 B (v) (1).

[54] First paragraph, only.

[55] All provisions amending Act, July 1, 1898, ch. 541, § 29, 30 Stat. 554.

[56] All provisions amending R. S. § 859.

[57] First proviso, only, appearing on this page.

[58] As added by Act, July 19, 1940, ch. 640, § 4 (part), 54 Stat. 770.

[59] As added by Act, July 19, 1940, ch. 640, § 4 (part), 54 Stat. 771.

[60] First proviso, only, appearing on this page.

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Mar. 27	199	1106	56	184	50 App.	641e
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Aug. 24	555	1, 2	56	747, 748	18	590a
Sept. 16	561	[63] 314			50	344
Dec. 24	823	1, 2, 3	56	1087	18	420f, 420g, 420h
Do	824		56	1087, 1088	50	101
1943—June 30	179	1 (part)	57	[64] 258	18	647
Nov. 22	302		57	591	18	87

1944—Mar. 4	82	1, 2, 3, 4	58	111	18	472, 473, 474
Apr. 1	151		58	149, 150	18	282a
Apr. 4	162		58	188	18	469
July 1	358	19 (a), (d), (e),	58	667, 668	41	[65] 119
Do	358	19 (b)	58	667	18	590a
Sept. 27	425		58	752	18	294
Oct. 3	479	28	58	781	18	590a
Dec. 20	623	4	58	837	12	1150c
Dec. 23	706	1, 2, 3	58	914, 915	18	62, 62a, 62b
1945—Apr. 30	103		59	101	18	97b
May 15	126		59	168	18	518a
June 8	178	1, 2, 3	59	234, 235	18	241, 241a, 242
July 31	339	9	59	516	31	804b
Sept. 24	383	1, 2, 3	59	536	18	408
1946—May 15	258		60	182	18	518a
July 3	537		60	420	15	17 note
					18	420a–420e-1
					29	52 note, 101 note, 151 note
July 10	547		60	524, 525	18	641
July 24	606		60	656	18	409–411
Aug. 2	735		60	789	18	408e
Aug. 14	964	[66] 3	60	1,064	7	1,026
1947—Apr. 16	39		61	52	18	411
May 16	73		61	97	18	744h-1
June 21	111		61	134	18	244
June 23	120	304	61	159	2	251

[61] First proviso, only, appearing on this page.

[62] First proviso, only, appearing on this page.

[63] As added by Act, Apr. 1, 1944, ch. 150 (part), 58 Stat. 146.

[64] Second proviso, only, appearing on this page.

[65] First, second, third, and sixth paragraphs, only, of this section of title 41 of the United States Code, 1940 edition.

[66] Only the provisions amending section 52 of Act, July 22, 1937, ch. 517, title IV, 50 Stat. 531, 532.

APPROVED June 25, 1948, 12:23 p. m., E. D. T.