CHAPTER 47—FRAUD AND FALSE STATEMENTS

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§ 1001. Statements or entries generally

(a) Except as otherwise provided in this section, whoever, in any matter within the jurisdiction of the executive, legislative, or judicial branch of the Government of the United States, knowingly and willfully—

(1) falsifies, conceals, or covers up by any trick, scheme, or device a material fact;

(2) makes any materially false, fictitious, or fraudulent statement or representation; or

(3) makes or uses any false writing or document knowing the same to contain any materially false, fictitious, or fraudulent statement or entry;

shall be fined under this title, imprisoned not more than 5 years or, if the offense involves international or domestic terrorism (as defined in section 2331), imprisoned not more than 8 years, or both. If the matter relates to an offense under chapter 109A, 109B, 110, or 117, or section 1591, then the term of imprisonment im-

1 Section catchline amended by Pub. L. 108–21 without corresponding amendment of chapter analysis.

2 Section catchline amended by Pub. L. 111–203 without corresponding amendment of chapter analysis.
posed under this section shall be not more than 8 years.

(b) Subsection (a) does not apply to a party to a judicial proceeding, or that party’s counsel, for statements, representations, writings or documents submitted by such party or counsel to a judge or magistrate in that proceeding.

(c) With respect to any matter within the jurisdiction of the legislative branch, subsection (a) shall apply only to—

(1) administrative matters, including a claim for payment, a matter related to the procurement of property or services, personnel or employment practices, or support services, or a document required by law, rule, or regulation to be submitted to the Congress or any office or officer within the legislative branch; or

(2) any investigation or review, conducted pursuant to the authority of any committee, subcommittee, commission or office of the Congress, consistent with applicable rules of the House or Senate.


HISTORICAL AND REVISION NOTES


SHORT TITLE OF 2007 AMENDMENT

Pub. L. 110–172, §1, Apr. 24, 2008, 112 Stat. 53, provided that: ‘‘This Act [amending section 1028 of this title, repealing section 1738 of this title, and enacting provisions set out as notes under section 1028 of this title] may be cited as the ‘Secure Authentication Feature and Enhanced Identification Defense Act of 2007’ or ‘SAFE ID Act’.’’

SHORT TITLE OF 2009 AMENDMENT


SHORT TITLE OF 2008 AMENDMENT


SHORT TITLE OF 1998 AMENDMENTS


SHORT TITLE OF 1996 AMENDMENT

Pub. L. 104–199, title I, §101, Oct. 11, 1996, 110 Stat. 3459, provided that: ‘‘This Act [amending this section, sections 1515 and 6005 of this title, and section 1365 of Title 28, Judiciary and Judicial Procedure] may be cited as the ‘Wireless Telephone Protection Act’.’’

SHORT TITLE OF 1996 AMENDMENT


SHORT TITLE OF 1994 AMENDMENT


SHORT TITLE OF 1990 AMENDMENT

Pub. L. 101–647, title XXV, §2500, Nov. 29, 1990, 104 Stat. 4859, provided that: ‘‘This title [see Tables for classification] may be cited as the ‘Comprehensive Thrift and Bank Fraud Prosecution and Taxpayer Recovery Act of 1990’.’’

SHORT TITLE OF 1989 AMENDMENT

Pub. L. 100–123, §1, Oct. 23, 1988, 102 Stat. 759, provided that: ‘‘This Act [amending section 1031 of this title, repealing section 293 of this title, enacting provisions set out as notes under sections 293 and 1031 of this title, and repealing provisions set out as a note under section 293 of this title] may be cited as the ‘Major Fraud Act Amendments of 1989’.’’

SHORT TITLE OF 1988 AMENDMENT

Pub. L. 100–700, §1, Nov. 19, 1988, 102 Stat. 4631, provided that: ‘‘This Act [enacting sections 293 and 1031 of...
this title and section 256 of Title 41, Public Contracts, amending section 2324 of Title 10, Armed Forces, and section 3730 of Title 31, Money and Finance, enacting provisions set out as notes under sections 298 and 1031 of this title, section 2324 of Title 10, and section 522 of Title 28, Judiciary and Judicial Procedure, and repealing provisions set out as a note under section 2324 of Title 10) may be cited as the ‘Major Fraud Act of 1986.’”

**SHORT TITLE OF 1986 AMENDMENT**


**SHORT TITLE OF 1984 AMENDMENT**


**SHORT TITLE OF 1982 AMENDMENT**


§1002. Possession of false papers to defraud United States

Whoever, knowingly and with intent to defraud the United States, or any agency thereof, possesses any false, altered, forged, or counterfeited writing or document for the purpose of enabling another to obtain from the United States, or from any agency, officer or agent thereof, any sum of money, shall be fined under this title or imprisoned not more than five years, or both.


**HISTORICAL AND Revision Notes**


Words “prize money” were deleted on the ground that they are an anachronism and were so before 1909. (See reviser’s note under section 915 of this title.)

Mandatory punishment provision was rephrased in the alternative.

The smaller punishment for an offense involving $100 or less was added. (See reviser’s note to sections 491 and 645 of this title.)

The maximum term of “five years” was substituted for “ten years” and “$10,000” was substituted for “$5,000” as being more in harmony with punishment provision of similar sections. (See reviser’s note under section 1001 of this title.)

Minor changes in phraseology were made.

**AMENDMENTS**

1994—Pub. L. 104–294 substituted “$1,000” for “$100”.

1994—Pub. L. 103–322 substituted “fined under this title” for “fined not more than $10,000” after “instrument, shall be’ and for “fined not more than $1,000” after “he shall be”.

§1004. Certification of checks

Whoever, being an officer, director, agent, or employee of any Federal Reserve bank, member bank of the Federal Reserve System, insured bank (as defined in section 3(h) of the Federal Deposit Insurance Act), branch or agency of a foreign bank (as such terms are defined in paragraphs (1) and (3) of section 1(b) of the International Banking Act of 1978), or organization operating under section 25 or section 25(a)(1) of the Federal Reserve Act, certifies a check before the amount thereof has been regularly deposited in the bank, branch, agency, or organization, by the drawer thereof, or resorts to any device, or receives any fictitious obligation, directly or collaterally, in order to evade any of the provisions of law relating to certification of checks, shall be fined under this title or imprisoned not more than five years, or both.


**HISTORICAL AND Revision Notes**


Words “be deemed guilty of a misdemeanor and shall” were omitted as unnecessary in view of definition of misdemeanor in section 1 of this title.

*See References in Text note below.*