

105TH CONGRESS
2D SESSION

H. R. 4282

To amend title 18, United States Code, with respect to police badges.

IN THE HOUSE OF REPRESENTATIVES

JULY 21, 1998

Mr. HORN (for himself, Mrs. MORELLA, Mr. CONYERS, Mr. COSTELLO, Mr. STUPAK, Mr. RAMSTAD, Mrs. KELLY, Ms. CARSON, Mr. CALVERT, Ms. DANNER, Mr. THOMPSON, Mr. BROWN of Ohio, Mr. FORD, and Mr. PAPPAS) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, with respect to
police badges.

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. SHORT TITLE.**

4 This Act may be cited as the “Police Badge Fraud
5 Prevention Act of 1998”.

6 **SEC. 2. POLICE BADGES.**

7 (a) IN GENERAL.—Chapter 33 of title 18, United
8 States Code, is amended by adding at the end the follow-
9 ing:

1 **“§ 716. Police badges**

2 “(a) Whoever—

3 “(1) knowingly transfers, transports, or re-
4 ceives, in interstate or foreign commerce, a counter-
5 feit police badge;

6 “(2) knowingly transfers, in interstate or for-
7 eign commerce, a genuine police badge to an individ-
8 ual not authorized to possess it under the law of the
9 place in which the badge is the official badge of the
10 police;

11 “(3) knowingly receives a genuine police badge
12 in a transfer prohibited by paragraph (2); or

13 “(4) being a person not authorized to possess a
14 genuine police badge under the law of the place in
15 which the badge is the official badge of the police,
16 knowingly transports that badge in interstate or for-
17 eign commerce;

18 shall be fined under this title or imprisoned not more than
19 180 days, or both.

20 “(b) As used in this section—

21 “(1) the term ‘genuine police badge’ means an
22 official badge issued by public authority to identify
23 an individual as a law enforcement officer having po-
24 lice powers; and

25 “(2) the term ‘counterfeit police badge’ means
26 an item that so resembles a police badge that it

1 would deceive an ordinary individual into believing it
2 was a genuine police badge.”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 at the beginning of chapter 33 of title 18, United States
5 Code, is amended by adding at the end the following new
6 item:

“716. Police badges.”.

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