

106TH CONGRESS
2^D SESSION

H. R. 4827

IN THE SENATE OF THE UNITED STATES

OCTOBER 3 (legislative day, SEPTEMBER 22), 2000

Received

AN ACT

To amend title 18, United States Code, to prevent the entry by false pretenses to any real property, vessel, or aircraft of the United States or secure area of any airport, to prevent the misuse of genuine and counterfeit police badges by those seeking to commit a crime, and for other purposes.

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 “Enhanced Federal Se-
5 curity Act of 2000”.

6 **SEC. 2. ENTRY BY FALSE PRETENSES TO ANY REAL PROP-**
7 **ERTY, VESSEL, OR AIRCRAFT OF THE UNITED**
8 **STATES, OR SECURE AREA OF AIRPORT.**

9 (a) IN GENERAL.—Chapter 47 of title 18, United
10 States Code, is amended by adding at the end the fol-
11 lowing:

12 **“§ 1036. Entry by false pretenses to any real property,**
13 **vessel, or aircraft of the United States or**
14 **secure area of any airport**

15 “(a) Whoever, by any fraud or false pretense, enters
16 or attempts to enter—

17 “(1) any real property belonging in whole or in
18 part to, or leased by, the United States;

19 “(2) any vessel or aircraft belonging in whole or
20 in part to, or leased by, the United States; or

21 “(3) any secure area of any airport,

22 shall be punished as provided in subsection (b) of this sec-
23 tion.

24 “(b) The punishment for an offense under subsection
25 (a) of this section is—

1 “(1) a fine under this title or imprisonment for
2 not more than 5 years, or both, if the offense is
3 committed with the intent to commit a felony; or

4 “(2) a fine under this title or imprisonment for
5 not more than 6 months, or both, in any other case.

6 “(c) As used in this section—

7 “(1) the term ‘secure area’ means an area ac-
8 cess to which is restricted by the airport authority
9 or a public agency; and

10 “(2) the term ‘airport’ has the meaning given
11 such term in section 47102 of title 49.”.

12 (b) CLERICAL AMENDMENT.—The table of sections
13 at the beginning of chapter 47 of title 18, United States
14 Code, is amended by adding at the end the following new
15 item:

“1036. Entry by false pretenses to any real property, vessel, or aircraft of the
United States or secure area of any airport.”.

16 **SEC. 3. POLICE BADGES.**

17 (a) IN GENERAL.—Chapter 33 of title 18, United
18 States Code, is amended by adding at the end the fol-
19 lowing:

20 **“§ 716. Police badges**

21 “(a) Whoever—

22 “(1) knowingly transfers, transports, or re-
23 ceives, in interstate or foreign commerce, a counter-
24 feit police badge;

1 “(2) knowingly transfers, in interstate or for-
2 eign commerce, a genuine police badge to an indi-
3 vidual, knowing that such individual is not author-
4 ized to possess it under the law of the place in which
5 the badge is the official badge of the police;

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

8 “(4) being a person not authorized to possess a
9 genuine police badge under the law of the place in
10 which the badge is the official badge of the police,
11 knowingly transports that badge in interstate or for-
12 eign commerce,

13 shall be fined under this title or imprisoned not more than
14 6 months, or both.

15 “(b) It is a defense to a prosecution under this sec-
16 tion that the badge is used or is intended to be used
17 exclusively—

18 “(1) as a memento, or in a collection or exhibit;

19 “(2) for decorative purposes;

20 “(3) for a dramatic presentation, such as a the-
21 atrical, film, or television production; or

22 “(4) for any other recreational purpose.

23 “(c) As used in this section—

24 “(1) the term ‘genuine police badge’ means an
25 official badge issued by public authority to identify

1 an individual as a law enforcement officer having po-
2 lice powers; and

3 “(2) the term ‘counterfeit police badge’ means
4 an item that so resembles a police badge that it
5 would deceive an ordinary individual into believing it
6 was a genuine police badge.”.

7 (b) CLERICAL AMENDMENT.—The table of sections
8 at the beginning of chapter 33 of title 18, United States
9 Code, is amended by adding at the end the following new
10 item:

“716. Police badges.”.

Passed the House of Representatives October 2,
2000.

Attest:

JEFF TRANDAHL,

Clerk.