NDGAO

Public Law 102-561
102d Congress

An Act

To amend title 18, United States Code, with respect to the criminal penalties for copyright infringement.

Oct. 28, 1992
[S. 893]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. CRIMINAL PENALTIES FOR COPYRIGHT INFRINGEMENT.

Section 2319(b) of title 18, United States Code, is amended to read as follows:

"(b) Any person who commits an offense under subsection (a) of this section—

"(1) shall be imprisoned not more than 5 years, or fined in the amount set forth in this title, or both, if the offense consists of the reproduction or distribution, during any 180-day period, of at last 10 copies or phonorecords, of 1 or more copyrighted works, with a retail value of more than $2,500;

"(2) shall be imprisoned not more than 10 years, or fined in the amount set forth in this title, or both, if the offense is a second or subsequent offense under paragraph (1); and

"(3) shall be imprisoned not more than 1 year, or fined in the amount set forth in this title, or both, in any other case.".

SEC. 2. CONFORMING AMENDMENTS.

Section 2319(c) of title 18, United States Code, is amended—

(1) in paragraph (1) by striking "'sound recording', 'motion picture', 'audiovisual work', 'phonorecord'," and inserting "'phonorecord'"; and

(2) in paragraph (2) by striking "118" and inserting "120".

Approved October 28, 1992.

LEGISLATIVE HISTORY—S. 893:

HOUSE REPORTS: No. 102-997 (Comm. on the Judiciary).
SENATE REPORTS: No. 102-268 (Comm. on the Judiciary).
CONGRESSIONAL RECORD, Vol. 138 (1992):
June 4, considered and passed Senate.
Oct. 3, considered and passed House, amended.
Oct. 8, Senate concurred in House amendments.

O

69-139 O - 92 (561)