

SELECTED FIREARMS OFFENSES — “CHEAT SHEET”

<u>Offense Section</u>	<u>Description</u>	<u>Statutory Maximum</u>
18 U.S.C. § 922(a)(1)	Willful engagement in firearms business without a license (cf. 26 U.S.C. § 5861(a))	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(a)(2)	Willful shipment or transport of firearm to unlicensed recipient	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(a)(3)	Willful receipt of firearm from out of state by unlicensed person	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(a)(4)	Knowing interstate transport of certain weapons by unlicensed person	5 years (§ 924(a)(1)(B))
18 U.S.C. § 922(a)(5)	Willful transfer, sale, or transport of weapon by unlicensed person to another unlicensed, out-of-state person	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(a)(6)	Knowing making of false statement in connection with purchase of firearm (cf. § 924(a)(1)(A), 26 U.S.C. § 5861(l))	10 years (§ 924(a)(2))
18 U.S.C. § 922(a)(7)	Willful manufacture or importation of armor-piercing ammunition	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(a)(8)	Willful sale or delivery of armor-piercing ammunition	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(b)(1)	Willful sale by licensee to juvenile (cf. § 922(x)(1))	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(b)(2)	Willful sale by licensee to person in violation of state law	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(b)(3)	Willful sale by licensee to out-of-state recipient	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(b)(4)	Willful sale by licensee of certain prohibited weapons	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(b)(5)	Willful sale by licensee without proper record-keeping	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(d)	Knowing sale to prohibited person	10 years (§ 924(a)(2))
18 U.S.C. § 922(e)	Willful delivery of firearm to common carrier without written notice	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(g)	Knowing possession of firearm by prohibited person	10 years (§ 924(a)(2))
18 U.S.C. § 922(i)	Knowing shipment or transport of stolen firearm	10 years (§ 924(a)(2))
18 U.S.C. § 922(j)	Knowing possession, etc., of stolen firearm (cf. § 922(u), § 924(l), (m))	10 years (§ 924(a)(2))
18 U.S.C. § 922(k)	Knowing possession, receipt, shipment, or transport of firearm with altered or obliterated serial number (cf. 26 U.S.C. § 5861(g), (h), (i))	5 years (§ 924(a)(1)(B))
18 U.S.C. § 922(l)	Knowing importation or receipt of firearms (cf. 26 U.S.C. § 5861(k))	5 years (§ 924(a)(1)(C))
18 U.S.C. § 922(m)	Knowing falsification of records by licensee (cf. 26 U.S.C. § 5861(l))	1 year (§ 924(a)(3))
18 U.S.C. § 922(n)	Knowing shipment, transport, or receipt of firearm by person under felony indictment	5 years (§ 924(a)(1)(D))
18 U.S.C. § 922(o)	Knowing possession of machine gun	10 years (§ 924(a)(2))
18 U.S.C. § 922(p)	Knowing manufacture, importation, sale, shipment, or possession of firearms designed to avoid detection	5 years (§ 924(f))
18 U.S.C. § 922(q)(2), (3)	Knowing possession or knowing or reckless discharge of firearm in school zone	5 years <i>consecutive</i> (§ 924(a)(4))
18 U.S.C. § 922(r)	Knowing assembly of shotgun or semiautomatic rifle from imported parts	5 years (§ 924(a)(1)(B))
18 U.S.C. § 922(s)	Knowing sale or transfer of handgun without background check	1 year (§ 924(a)(5))

18 U.S.C. § 922(t)	Knowing transfer of firearm without background check	1 year (§ 924(a)(5))
18 U.S.C. § 922(u)	Knowing theft of firearms from licensee (cf. § 922(j), § 924(l), (m))	10 years (§ 924(i))
18 U.S.C. § 922(v)	Knowing possession, transfer, or manufacture of semiautomatic assault weapon	5 years (§ 924(a)(1)(B))
18 U.S.C. § 922(w)	Knowing possession or transfer of large capacity ammunition feeding device	5 years (§ 924(a)(1)(B))
18 U.S.C. § 922(x)(1)	Sale or transfer of handgun to juvenile (mens rea varies) (cf. § 922(b)(1))	1 or 10 years (§ 924(a)(6)(B))
18 U.S.C. § 922(x)(2)	Knowing possession of handgun by juvenile	1 year (§ 924(a)(6)(A))
18 U.S.C. § 924(a)(1)(A)	Knowing making of false statements (cf. § 922(a)(6), 26 U.S.C. § 5861(l))	5 years (§ 924(a)(1)(A))
18 U.S.C. § 924(a)(3)(A)	Knowing making of false statements by licensee (cf. § 922(m))	1 year (§ 924(a)(3))
18 U.S.C. § 924(b)	Shipping, transport, or receipt of firearm with intent to commit felony	10 years (§ 924(b))
18 U.S.C. § 924(c)	Carrying, using, or possessing firearm in connection with crime of violence or drug trafficking crime	5, 7, 10, 25, or 30 year <i>consecutive mandatory minimum</i>
18 U.S.C. § 924(e)	Armed Career Criminal Act: person convicted under § 922(g) who has three prior convictions for serious drug offenses or violent felonies	15 years <i>mandatory minimum</i> (§ 924(e))
18 U.S.C. § 924(g)	Interstate travel to acquire or transfer firearm with intent to commit specified offenses	10 years (§ 924(g))
18 U.S.C. § 924(h)	Transfer of firearm knowing it will be used to commit specified offenses	10 years (§ 924(h))
18 U.S.C. § 924(j)	Causing death during § 924(c) violation	Death, life, or any term of years (§ 924(j))
18 U.S.C. § 924(k)	Smuggling firearm into U.S. with intent to commit specified offenses	10 years (§ 924(k))
18 U.S.C. § 924(l)	Theft of firearm (cf. § 922(j), (u), § 924(m))	10 years (§ 924(l))
18 U.S.C. § 924(m)	Theft of firearm from licensee (cf. § 922(j), (u), § 924(l))	10 years (§ 924(m))
18 U.S.C. § 924(n)	Travel into or within U.S. with intent to violate § 922(a)(1)(A)	10 years (§ 924(n))
18 U.S.C. § 924(o)	Conspiracy to violate § 924(c)	20 years or more (§ 924(o))
18 U.S.C. § 929(a)	§ 924(c) violation while in possession of armor-piercing ammunition	5 years <i>consecutive mandatory minimum</i>
18 U.S.C. § 930(a)	Knowing possession of firearm in federal facility	1 year (§ 930(a))
26 U.S.C. § 5861(a)	Failure to register as dealer, manufacturer, or importer, or to pay required tax (cf. 18 U.S.C. § 922(a)(1))	10 years (§ 5871)
26 U.S.C. § 5861(b)	Receipt or possession of firearm transferred in violation of chapter	10 years (§ 5871)
26 U.S.C. § 5861(c)	Receipt or possession of firearm made in violation of chapter	10 years (§ 5871)
26 U.S.C. § 5861(d)	Receipt or possession of unregistered firearm	10 years (§ 5871)
26 U.S.C. § 5861(e)	Transfer of firearm in violation of chapter	10 years (§ 5871)
26 U.S.C. § 5861(f)	Making of firearm in violation of chapter	10 years (§ 5871)

26 U.S.C. § 5861(g)	Obliteration, alteration or removal of serial number (cf. 18 U.S.C. § 922(k))	10 years (§ 5871)
26 U.S.C. § 5861(h)	Receipt or possession of firearm with obliterated, removed, or altered serial number (cf. 18 U.S.C. § 922(k))	10 years (§ 5871)
26 U.S.C. § 5861(i)	Receipt or possession of firearm unidentified by serial number (cf. 18 U.S.C. § 922(k))	10 years (§ 5871)
26 U.S.C. § 5861(j)	Transport, delivery, or receipt of unregistered firearm	10 years (§ 5871)
26 U.S.C. § 5861(k)	Receipt or possession of unlawfully imported firearm (cf. 18 U.S.C. § 922(l))	10 years (§ 5871)
26 U.S.C. § 5861(l)	Knowingly making false entry on application or record (cf. 18 U.S.C. §§ 922(m), 924(a)(1)(A), 924(a)(3))	10 years (§ 5871)

Selected Offenses Involving Use

- 18 U.S.C. § 36
- 18 U.S.C. § 111
- 18 U.S.C. § 112
- 18 U.S.C. § 924(c)
- 18 U.S.C. § 2113(d)
- 18 U.S.C. § 2114

Selected Offenses Involving Manufacture

- 18 U.S.C. § 922(a)(7)
- 18 U.S.C. § 922(p)
- 18 U.S.C. § 922(r)
- 18 U.S.C. § 922(v)
- 26 U.S.C. § 5861(f)

Selected Offenses Involving Possession, Receipt

- 18 U.S.C. § 922(a)(3)
- 18 U.S.C. § 922(g)
- 18 U.S.C. § 922(j)
- 18 U.S.C. § 922(k)
- 18 U.S.C. § 922(l)
- 18 U.S.C. § 922(n)
- 18 U.S.C. § 922(o)
- 18 U.S.C. § 922(p)
- 18 U.S.C. § 922(q)
- 18 U.S.C. § 922(v)
- 18 U.S.C. § 924(b), (c)
- 26 U.S.C. § 5861(b), (c), (d), (h), (i), (j), (k)

Selected Offenses Involving False Statements

- 18 U.S.C. § 922(a)(6)
- 18 U.S.C. § 922(m)
- 18 U.S.C. § 924(a)(1)(A)
- 18 U.S.C. § 924(a)(3)(A)
- 26 U.S.C. § 5861(l)

Selected Offenses Involving Sale, Transfer

- 18 U.S.C. § 922(a)(5), (8)
- 18 U.S.C. § 922(b)(1), (2), (3), (4), (5)
- 18 U.S.C. § 922(d)
- 18 U.S.C. § 922(j)
- 18 U.S.C. § 922(s), (t)
- 18 U.S.C. § 922(x)
- 18 U.S.C. § 924(h)
- 26 U.S.C. § 5861(e)

Guideline Enhancements for Firearms, Dangerous Weapons

- U.S.S.G. § 2A2.2(b)(2) Aggravated assault
- U.S.S.G. § 2A2.3(a)(1) Minor assault
- U.S.S.G. § 2A2.4(b)(1) Obstructing or impeding officers
- U.S.S.G. § 2A3.1(b)(1) Criminal sexual abuse
- U.S.S.G. § 2A4.1(b)(3) Kidnapping
- U.S.S.G. § 2A6.2(b)(1) Stalking or domestic violence
- U.S.S.G. § 2B1.1(c)(1) Theft
- U.S.S.G. § 2B2.1(b)(3) Burglary
- U.S.S.G. § 2B2.1(b)(4) Burglary
- U.S.S.G. § 2B2.3(b)(2) Trespass
- U.S.S.G. § 2B3.1(b)(2) Robbery
- U.S.S.G. § 2B3.2(b)(3) Extortion
- U.S.S.G. § 2B5.1(b)(3) Counterfeiting
- U.S.S.G. § 2D1.1(b)(1) Drugs
- U.S.S.G. § 2D1.11(b)(1) Listed chemicals
- U.S.S.G. § 2E2.1(b)(1) Extortionate credit
- U.S.S.G. § 2F1.1(b)(6) Fraud
- U.S.S.G. § 2H4.1(b)(2) Peonage, involuntary servitude
- U.S.S.G. § 2L1.1(b)(4) Alien smuggling
- U.S.S.G. § 2P1.2(a)(1) Prison contraband
- U.S.S.G. § 5K2.6 Weapons
- U.S.S.G. § 5K2.17 High-capacity semiautomatic firearms

Selected Offenses Involving Shipping, Transport

- 18 U.S.C. § 922(a)(2), (3), (4), (5)
- 18 U.S.C. § 922(i)
- 18 U.S.C. § 922(k)
- 18 U.S.C. § 922(n)
- 18 U.S.C. § 922(p)
- 18 U.S.C. § 924(b)
- 26 U.S.C. § 5861(j)