

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.

