

Zone; section 3183, relating to extradition of fugitives from state, territory or possession into Canal Zone; sections 3241 relating to jurisdiction of offenses under certain sections: sections 3771 and 3772, relating to power of Supreme Court to prescribe rules of procedure in a criminal case to and including the verdict and after the verdict.

Section 2157 of this title, referred to in subsec. (a), was repealed by Pub. L. 103-322, title XXXIII, §330004(13), Sept. 13, 1994, 108 Stat. 2142.

The Canal Zone Code, referred to in subsec. (b), was enacted by Pub. L. 87-845, §1, Oct. 18, 1962, 76A Stat. 1, redesignated the Panama Canal Code by Pub. L. 96-70, title III, §3303(b), Sept. 27, 1979, 93 Stat. 499, and repealed by Pub. L. 104-201, div. C, title XXXV, §3549, Sept. 23, 1996, 110 Stat. 2870.

AMENDMENTS

1994—Subsec. (a). Pub. L. 103-322 struck out “45,” after “11,” and “608, 611, 612,” after “605.”

1990—Subsec. (a). Pub. L. 101-647 substituted “798, 798A, 799” for “798, as added by section 24(a) of the Act of October 31, 1951 (chapter 655, 65 Stat. 719), 798, as added by section 4 of the Act of June 30, 1953 (chapter 175, 67 Stat. 133), 799”.

1968—Subsec. (a). Pub. L. 90-357 inserted “, as amended from time to time,” after “title” and before “apply”, included references in sections 203, 205, 207, 208, 209, 210, 211, and 218, and struck out reference to section 1914.

1962—Pub. L. 87-845 inserted “; definition” in section catchline, designated existing provisions of section as subsec. (a) and included references to sections 45, 201, 202, 287, 471, 473, 475, 476, 477, 484, 486, 487, 490 to 498, 505, 507 to 509, 752, 755, 798 as added by act of Oct. 31, 1951, 798 as added by act of June 30, 1953, 799, 1001, 1024, 1381, 1991, 2157, 2381 to 2383, 2387, 3042, 3187 and 3195, struck out references to sections 502, 791 and 1362, and added subsecs. (b) and (c).

1953—Act Aug. 5, 1953, inserted “1362” after “1301”.

EFFECTIVE DATE OF 1962 AMENDMENT

Section 25 of Pub. L. 87-845 provided that: “This Act [enacting section 4210 of this title and section 858 of Title 50, War and National Defense, and amending this section, section 1934 of Title 22, Foreign Relations and Intercourse, section 196 of Title 24, Hospitals and Asylums, sections 414, 547, 1404, and 1406 of Title 28, Judiciary and Judicial Procedure, and sections 191a and 191b of Title 50] takes effect January 2, 1963. Laws enacted after January 9, 1962, that are inconsistent with this Act, supersede it to the extent of the inconsistency.”

§ 15. Obligation or other security of foreign government defined

The term “obligation or other security of any foreign government” includes, but is not limited to, uncanceled stamps, whether or not demonetized.

(Added Pub. L. 85-921, §3, Sept. 2, 1958, 72 Stat. 1771.)

§ 16. Crime of violence defined

The term “crime of violence” means—

(a) an offense that has as an element the use, attempted use, or threatened use of physical force against the person or property of another, or

(b) any other offense that is a felony and that, by its nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense.

(Added Pub. L. 98-473, title II, §1001(a), Oct. 12, 1984, 98 Stat. 2136.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 3181, 3663A of this title; title 8 sections 1101, 1227; title 20 section 1232g; title 21 section 841; title 22 sections 2728, 4304b; title 40 sections 212a, 212a-3; title 42 sections 1437f, 13981, 14503.

§ 17. Insanity defense

(a) **AFFIRMATIVE DEFENSE.**—It is an affirmative defense to a prosecution under any Federal statute that, at the time of the commission of the acts constituting the offense, the defendant, as a result of a severe mental disease or defect, was unable to appreciate the nature and quality or the wrongfulness of his acts. Mental disease or defect does not otherwise constitute a defense.

(b) **BURDEN OF PROOF.**—The defendant has the burden of proving the defense of insanity by clear and convincing evidence.

(Added Pub. L. 98-473, title II, §402(a), Oct. 12, 1984, 98 Stat. 2057, §20; renumbered §17, Pub. L. 99-646, §34(a), Nov. 10, 1986, 100 Stat. 3599.)

§ 18. Organization defined

As used in this title, the term “organization” means a person other than an individual.

(Added Pub. L. 99-646, §38(a), Nov. 10, 1986, 100 Stat. 3599; amended Pub. L. 100-185, §4(c), Dec. 11, 1987, 101 Stat. 1279; Pub. L. 100-690, title VII, §7012, Nov. 18, 1988, 102 Stat. 4395.)

AMENDMENTS

1988—Pub. L. 100-690 made technical correction of directory language of Pub. L. 99-646, §38(a), similar to that made by Pub. L. 100-185.

1987—Pub. L. 100-185 made technical correction in directory language of Pub. L. 99-646, §38(a).

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 10 section 976.

§ 19. Petty offense defined

As used in this title, the term “petty offense” means a Class B misdemeanor, a Class C misdemeanor, or an infraction, for which the maximum fine is no greater than the amount set forth for such an offense in section 3571(b)(6) or (7) in the case of an individual or section 3571(c)(6) or (7) in the case of an organization.

(Added Pub. L. 100-185, §4(a), Dec. 11, 1987, 101 Stat. 1279; amended Pub. L. 100-690, title VII, §7089(a), Nov. 18, 1988, 102 Stat. 4409.)

AMENDMENTS

1988—Pub. L. 100-690 inserted “, for which the maximum fine is no greater than the amount set forth for such an offense in section 3571(b)(6) or (7) in the case of an individual or section 3571(c)(6) or (7) in the case of an organization” after “infraction”.

§ 20. Financial institution defined

As used in this title, the term “financial institution” means—

(1) an insured depository institution (as defined in section 3(c)(2) of the Federal Deposit Insurance Act);

(2) a credit union with accounts insured by the National Credit Union Share Insurance Fund;