

§2E1.3

<i>Historical Note</i>	Effective November 1, 1987. Amended effective June 15, 1988 (amendment 26); November 1, 1989 (amendment 142); November 1, 2025 (amendment 836).
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§2E1.2. Interstate or Foreign Travel or Transportation in Aid of a Racketeering Enterprise

- (a) Base Offense Level (Apply the greater):

- (1) **6**; or
- (2) the offense level applicable to the underlying crime of violence or other unlawful activity in respect to which the travel or transportation was undertaken.

Commentary

Statutory Provision: 18 U.S.C. § 1952.

Application Notes:

1. Where there is more than one underlying offense, treat each underlying offense as if contained in a separate count of conviction for the purposes of subsection (a)(2). To determine whether subsection (a)(1) or (a)(2) results in the greater offense level, apply Chapter Three, Parts A, B, C, and D to both (a)(1) and (a)(2). Use whichever subsection results in the greater offense level.
2. If the underlying conduct violates state law, the offense level corresponding to the most analogous federal offense is to be used.
3. If the offense level for the underlying conduct is less than the alternative minimum base offense level specified (*i.e.*, 6), the alternative minimum base offense level is to be used.

<i>Historical Note</i>	Effective November 1, 1987. Amended effective June 15, 1988 (amendment 27).
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§2E1.3. Violent Crimes in Aid of Racketeering Activity

- (a) Base Offense Level (Apply the greater):

- (1) **12**; or
- (2) the offense level applicable to the underlying crime or racketeering activity.

Commentary

Statutory Provision: 18 U.S.C. § 1959 (formerly 18 U.S.C. § 1952B).