

§2M5.1

(b) Specific Offense Characteristic

- (1) If the offense occurred at a time when persons were being inducted for compulsory military service, increase by **6** levels.

Commentary

Statutory Provision: 50 U.S.C. § 3811.

<i>Historical Note</i>	Effective November 1, 1987. Amended effective November 1, 1990 (amendment 336); November 1, 2023 (amendment 824); November 1, 2025 (amendment 836).
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5. PROHIBITED FINANCIAL TRANSACTIONS AND EXPORTS, AND PROVIDING MATERIAL SUPPORT TO DESIGNATED FOREIGN TERRORIST ORGANIZATIONS

<i>Historical Note</i>	Effective November 1, 1987. Amended effective November 1, 2002 (amendment 637).
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§2M5.1. Evasion of Export Controls; Financial Transactions with Countries Supporting International Terrorism

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

- (1) **26**, if (A) national security controls or controls relating to the proliferation of nuclear, biological, or chemical weapons or materials were evaded; or (B) the offense involved a financial transaction with a country supporting international terrorism; or
- (2) **14**, otherwise.

Commentary

Statutory Provisions: 18 U.S.C. § 2332d; 22 U.S.C. § 8512; 50 U.S.C. §§ 1705, 4819. For additional statutory provision(s), see Appendix A (Statutory Index).

Application Notes:

1. **Definition.**—For purposes of subsection (a)(1)(B), “*a country supporting international terrorism*” means a country designated under section 1754 of the Export Controls Act of 2018 (50 U.S.C. § 4813).
2. **Additional Penalties.**—In addition to the provisions for imprisonment, 50 U.S.C. § 4819 contains provisions for criminal fines and forfeiture as well as civil penalties.