ency in the revised title and with other titles of the
Code. The word "separate" before "office" is omitted as sur-
plus.
In subsection (a)(2), the word "impose" is substituted for "assess" for consistency in the revised title and with other titles of the Code. The word "additional" is substituted for 31:143(a) and (b) (words after last comma) for clarity and consistency be-
cause of the restatement.
In section (a)(2), the words "in the discretion of", "in the name of the United States", and "of any person" are omitted as surplus.
In subsection (c), the words "in his discretion" and "sections 1953 and 19515" as added are omitted as surplus. The word "civil" is added for clarity.

REFERENCES IN TEXT
Sections 3 and 21 of the Federal Deposit Insurance Act, referred to in subsections (a)(1) and (e)(1), are classified to sections 1813 and 1829b, respectively, of Title 12, Banks and Banking.

AMENDMENTS
2001—Subsec. (a)(1). Pub. L. 107–56, §§ 353(a), 365(c)(2)(B)(ii), inserted "or nonfinancial trade or business" after "financial institution" in two places, "or order issued under this subchapter or a regulation pre-
scribed", and "or, willfully violating a regulation pre-
scribed under section 21 of the Federal Deposit Insur-
ance Act or section 123 of Public Law 91–508," after "sections 5314 and 5315.
1996—Subsec. (a)(7). Pub. L. 104–208 struck out par. (7) which read as follows:
"(7) FINANCIAL INSTITUTION IDENTIFICATION VIOLATIONS.—
"(A) PENALTY AUTHORIZED. The Secretary may im-
pose a civil money penalty on any person who will-
fully violates any provision of section 5327 or any reg-
ulation prescribed under such section.
"(B) MAXIMUM AMOUNT LIMITATION. The amount of any civil money penalty imposed under subparagraph (A) shall not exceed $10,000 per day for each day dur-
ing which a report remains unfiled or a report con-
taining a material omission or misstatement of fact remains uncorrected.
"(C) DISCRETION OF SECRETARY. The amount of any civil money penalty under subsection (a)(7)(A) shall not exceed $10,000 per day for each day during which a report remains unfiled or a report containing a material omission or misstatement of fact remains uncorrected.
"(D) PENALTY AUTHORIZED.—The Secretary may im-
pose a civil money penalty on any person who will-
fully violates any provision of section 5327 or any reg-
ulation prescribed under such section.
"(E) MAXIMUM AMOUNT LIMITATION.—The amount of any civil money penalty imposed under subparagraph (A) shall not exceed $10,000 per day for each day dur-
ing which a report remains unfiled or a report con-
taining a material omission or misstatement of fact remains uncorrected.
1988—Subsec. (a)(1). Pub. L. 100–690 inserted "(if any)" after "transaction".
1986—Subsec. (a)(1). Pub. L. 99–570, §§ 1356(c)(1), 1357(b), substituted "sections 5314 and 5315" for "section 5315" in two places, substituted "5318(a)(2)" for "5318(2)" in two places, and substituted "the greater of the amount (not to exceed $100,000) involved in the transaction or $25,000 for "$1,000" after "transaction".
Subsec. (a)(5). Pub. L. 99–570, § 1357(c), added par. (5).
Subsec. (b). Pub. L. 99–570, § 1357(e), amended subsection (b) generally. Prior to amendment, subsec. (b) read as follows: "The Secretary may bring a civil action to re-
cover a civil penalty under subsection (a)(1) or (2) of this section that has not been paid.
Subsec. (c). Pub. L. 99–570, § 1357(h), substituted subsection (c) or (d) of section 5317 for "section 5317(b)".
1984—Subsec. (a)(1). Pub. L. 98–473 substituted "$10,000" for "$1,000".

EFFECTIVE DATE OF 2004 AMENDMENT
Pub. L. 108–357, title VIII, § 821(b), Oct. 22, 2004, 118 Stat. 1586, provided that: "The amendment made by this section [amending this section] shall apply to viola-
tions occurring after the date of the enactment of this Act [Oct. 22, 2004]."

EFFECTIVE DATE OF 1992 AMENDMENT
Pub. L. 102–550, title XV, § 1561(b), Oct. 28, 1992, 106 Stat. 4072, provided that: "The amendment made by subsection (a) [amending this section] shall apply with respect to violations committed after the date of the enactment of this Act [Oct. 28, 1992]."

EFFECTIVE DATE OF 1986 AMENDMENT
Amendment by section 1357(a) of Pub. L. 99–570, applicable with respect to violations committed after the end of the 3-month period beginning Oct. 27, 1986, see section 1364(b) of Pub. L. 99–570, set out as a note under section 5317 of this title.
Pub. L. 99–570, title I, § 1366(c), Oct. 27, 1986, 100 Stat. 3207–34, provided that: "The amendments made by section 1357 (other than subsection (a) of such section) [amending sections 5321 and 5322 of this title] shall apply with respect to violations committed after the date of the enactment of this Act [Oct. 27, 1986]."

§ 5322. Criminal penalties
(a) A person willfully violating this sub-
chapter or a regulation prescribed or order is-
 sue shall be fined not more than $500 on any financial institution which negligently vi-
olate any provision of this subchapter or any regulation described under this subchapter.
1988—Subsec. (a)(1). Pub. L. 100–690 inserted "(if any)" after "transaction".
1986—Subsec. (a)(1). Pub. L. 99–570, §§ 1356(c)(1), 1357(b), substituted "sections 5314 and 5315" for "section 5315" in two places, substituted "5318(a)(2)" for "5318(2)" in two places, and substituted "the greater of the amount (not to exceed $100,000) involved in the transaction or $25,000 for "$1,000" after "transaction".
Subsec. (a)(5). Pub. L. 99–570, § 1357(c), added par. (5).
Subsec. (b). Pub. L. 99–570, § 1357(e), amended subsection (b) generally. Prior to amendment, subsec. (b) read as follows: "The Secretary may bring a civil action to re-
cover a civil penalty under subsection (a)(1) or (2) of this section that has not been paid.
Subsec. (c). Pub. L. 99–570, § 1357(h), substituted subsection (c) or (d) of section 5317 for "section 5317(b)".
1984—Subsec. (a)(1). Pub. L. 98–473 substituted "$10,000" for "$1,000".

EFFECTIVE DATE OF 2004 AMENDMENT
Pub. L. 108–357, title VIII, § 821(b), Oct. 22, 2004, 118 Stat. 1586, provided that: "The amendment made by this section [amending this section] shall apply to viola-
tions occurring after the date of the enactment of this Act [Oct. 22, 2004]."

EFFECTIVE DATE OF 1992 AMENDMENT
Pub. L. 102–550, title XV, § 1561(b), Oct. 28, 1992, 106 Stat. 4072, provided that: "The amendment made by subsection (a) [amending this section] shall apply with respect to violations committed after the date of the enactment of this Act [Oct. 28, 1992]."

EFFECTIVE DATE OF 1986 AMENDMENT
Amendment by section 1357(a) of Pub. L. 99–570, applicable with respect to violations committed after the end of the 3-month period beginning Oct. 27, 1986, see section 1364(b) of Pub. L. 99–570, set out as a note under section 5317 of this title.
Pub. L. 99–570, title I, § 1366(c), Oct. 27, 1986, 100 Stat. 3207–34, provided that: "The amendments made by section 1357 (other than subsection (a) of such section) [amending sections 5321 and 5322 of this title] shall apply with respect to violations committed after the date of the enactment of this Act [Oct. 27, 1986]."
(c) For a violation of section 5318(a)(2) of this title or a regulation prescribed under section 5318(a)(2), a separate violation occurs for each day the violation continues and at each office, branch, or place of business at which a violation occurs or continues.

(d) A financial institution or agency that violates any provision of subsection (i) or (j) of section 5318, or any special measures imposed under section 5318A, or any regulation prescribed under subsection (i) or (j) of section 5318 or section 5318A, shall be fined in an amount equal to not less than 2 times the amount of the transaction, but not more than $1,000,000.


HISTORICAL AND REVISION NOTES

Revised Section Source (U.S. Code) Source (Statutes at Large)


5323(b)..... 31:1699. 31:1699(b)(last sentence related to criminal penalties).

5323(c)..... 31:1698. 31:1698(b)(last sentence related to criminal penalties).

In subsections (a) and (b), the words “(except section 5315 of this title or a regulation prescribed under section 5315)” are added because 31:1141–1143 was not enacted as part of the Currency and Foreign Transactions Reporting Act that is restated in the subchapter.

In subsection (a), the word “prescribed” is added for consistency.

In subsection (b), the words “or a regulation prescribed under this subchapter” are added because of the restatement. The words “committed” and “the commission of” are omitted as surplus. The words “United States” are substituted for “Federal” for consistency in the revised title and with other titles of the United States Code.

In subsection (c), the words “the purposes of both civil and criminal penalties for” are omitted because of the restatement. The word “separate” before “office” is omitted as surplus.

REFERENCES IN TEXT

Section 21 of the Federal Deposit Insurance Act, referred to in subsecs. (a) and (b), is classified to section 1839 of Title 12, Banks and Banking.

Section 123 of Public Law 91–508, referred to in subsecs. (a) and (b), is classified to section 1863 of Title 12, Banks and Banking.

AMENDMENTS

2001—Subsec. (a). Pub. L. 107–56, §353(b)(1), inserted “or order issued” after “willfully violating this subchapter or a regulation prescribed” and “, or willfully violating a regulation prescribed under section 21 of the Federal Deposit Insurance Act or section 123 of Public Law 91–508,” after “under section 5315 or 5324),”.

Subsec. (b). Pub. L. 107–56, §353(b)(2), inserted “or order issued” after “willfully violating this subchapter or a regulation prescribed” and “or willfully violating a regulation prescribed under section 21 of the Federal Deposit Insurance Act or section 123 of Public Law 91–508,” after “under section 5315 or 5324),”.


1986—Subsec. (b). Pub. L. 99–570, §1357(g), substituted “any illegal activity involving” for “illegal activity involving transactions of” and “10 years” for “5 years”.


1984—Subsec. (a). Pub. L. 98–473, which directed the substitution of “$250,000, or imprisonment not more than five years, or both” for “$1,000, or imprisonment not more than one year, or both”, was executed by substituting the quoted wording for “$1,000, imprisoned for not more than one year, or both” to reflect the probable intent of Congress.

EFFECTIVE DATE OF 1986 AMENDMENT

Amendment by section 1357(g) of Pub. L. 99–570 applicable with respect to violations committed after Oct. 27, 1986, see section 1356(c) of Pub. L. 99–570, set out as a note under section 5321 of this title.

§ 5323. Rewards for informants

(a) The Secretary may pay a reward to an individual who provides original information which leads to a recovery of a criminal fine, civil penalty, or forfeiture, which exceeds $50,000, for a violation of this chapter.

(b) The Secretary shall determine the amount of a reward under this section. The Secretary may not award more than 25 per centum of the net amount of the fine, penalty, or forfeiture collected or $150,000, whichever is less.

(c) An officer or employee of the United States, a State, or a local government who provides information described in subsection (a) in the performance of official duties is not eligible for a reward under this section.

(d) There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this section.


§ 5324. Structuring transactions to evade reporting requirement prohibited

(a) DOMESTIC COIN AND CURRENCY TRANSACTIONS INVOLVING FINANCIAL INSTITUTIONS.—No person shall, for the purpose of evading the reporting requirements of section 5313(a) or 5325 or any regulation prescribed under any such section, the reporting or recordkeeping requirements imposed by any order issued under section 5326, or the recordkeeping requirements imposed by any regulation prescribed under section 21 of the Federal Deposit Insurance Act or section 123 of Public Law 91–508—

(1) cause or attempt to cause a domestic financial institution to fail to file a report required under section 5313(a) or 5325 or any regulation prescribed under any such section, to file a report or to maintain a record required by an order issued under section 5326, or to maintain a record required pursuant to any regulation prescribed under section 21 of the Federal Deposit Insurance Act or section 123 of Public Law 91–508;

(2) cause or attempt to cause a domestic financial institution to file a report required under section 5313(a) or 5325 or any regulation...