

UNITED STATES SENTENCING COMMISSION
ONE COLUMBUS CIRCLE, N.E.
SUITE 2-500
WASHINGTON, DC 20002-8002



April 20, 2001

For immediate attention:

- Emergency amendments to §§2D1.1, 2D1.10, 2D1.11, 2G1.1, 2G2.1, 2H4.1, and 5E1.1, and Appendix A (Statutory Index)
- Emergency promulgation of new guideline, §2H4.2
- Issuance of supplement that supercedes the Supplement to the 2000 Guidelines Manual that became effective on December 16, 2000

To recipients of the Guidelines Manual:

In response to legislation enacted by Congress, the Sentencing Commission, under “emergency amendment authority,” recently amended the guidelines covering unlawful distributing, importing, exporting, or possessing a listed chemical (§2D1.11), promoting prostitution or prohibited sexual conduct (§2G1.1), sexually exploiting a minor by production of sexually explicit visual or printed material (§2G2.1), peonage, involuntary servitude, and slave trade (§2H4.1), and restitution (§5E1.1). Additionally, the Commission amended Appendix A (Statutory Index) and promulgated a new guideline covering willful violations of the Migrant and Seasonal Agricultural Worker Protection Act (§2H4.2). These amendments will take effect on May 1, 2001.

These amendments are in addition to an emergency amendment, also in response to congressional legislation, that was promulgated in December, 2000. The December 2000 amendment was made to the guidelines covering unlawful manufacturing, importing, exporting, or trafficking of controlled substances (§2D1.1) and endangering human life while illegally manufacturing a controlled substance (§2D1.10). To assist the users of the federal sentencing guidelines, the Commission issued a Supplement to the 2000 Guidelines Manual that contained the December 2000 amendment. That Supplement, when used in conjunction with the 2000 Guidelines Manual (dark blue cover), constituted the operative Manual effective December 16, 2000.

This document contains the emergency amendments effective May 1, 2001, as well as the December 2000 amendment made to §§2D1.1 and 2D1.10. This document supercedes the supplement that became effective on December 16, 2000, and when used in conjunction with the 2000 Guidelines Manual, will constitute the operative Manual effective May 1, 2001. All

amendments included in this document were made under “emergency amendment authority” without the congressional review procedures normally required for promulgation of guideline amendments.

Publication of this document is the most cost effective and practical way to make the amendments available to you. Please contact the Commission if we can provide further assistance.

Sincerely,

Diana E. Murphy
Chair