

Chap.		Sec.	Chap.		Sec.
50.	Consumer Product Warranties	2301	94.	Privacy	6801
51.	National Productivity and Quality of Working Life	2401	95.	Microenterprise Technical Assist- ance and Capacity Building Pro- gram	6901
52.	Electric and Hybrid Vehicle Re- search, Development, and Dem- onstration	2501	96.	Electronic Signatures in Global and National Commerce	7001
53.	Toxic Substances Control	2601	97.	Women's Business Enterprise De- velopment	7101
54.	Automotive Propulsion Research and Development	2701	98.	Public Company Accounting Re- form and Corporate Responsibil- ity	7201
55.	Petroleum Marketing Practices	2801	99.	National Construction Safety Team	7301
56.	National Climate Program	2901	100.	Cyber Security Research and De- velopment	7401
56A.	Global Change Research	2921	100A.	Cybersecurity Enhancement	7421
57.	Interstate Horseracing	3001	101.	Nanotechnology Research and De- velopment	7501
58.	Full Employment and Balanced Growth	3101	102.	Fairness to Contact Lens Consum- ers	7601
59.	Retail Policies for Natural Gas Utilities	3201	103.	Controlling the Assault of Non-So- licited Pornography and Market- ing	7701
60.	Natural Gas Policy	3301	104.	Sports Agent Responsibility and Trust	7801
61.	Soft Drink Interbrand Competition	3501	105.	Protection of Lawful Commerce in Arms	7901
62.	Condominium and Cooperative Conversion Protection and Abuse Relief	3601	106.	Pool and Spa Safety	8001
63.	Technology Innovation	3701	107.	Protection of Intellectual Property Rights	8101
64.	Methane Transportation Research, Development, and Demonstration	3801	108.	State-Based Insurance Reform	8201
65.	Liability Risk Retention	3901	109.	Wall Street Transparency and Ac- countability	8301
66.	Promotion of Export Trade	4001	110.	Online Shopper Protection	8401
67.	Arctic Research and Policy	4101	111.	Weather Research and Forecasting Innovation	8501
68.	Land Remote-Sensing Commer- cialization [Repealed]	4201	112.	Sports Medicine Licensure	8601
69.	Cooperative Research	4301	113.	Concrete Masonry Products Re- search, Education, and Pro- motion	8701
70.	Comprehensive Smokeless Tobacco Health Education	4401	114.	National Quantum Initiative	8801
71.	Petroleum Overcharge Distribu- tion and Restitution	4501	CHAPTER 1—MONOPOLIES AND COMBINATIONS IN RESTRAINT OF TRADE		
72.	Semiconductor Research	4601	Sec.		
73.	Export Enhancement	4701	1.	Trusts, etc., in restraint of trade illegal; pen- alty.	
74.	Competitiveness Policy Council	4801	2.	Monopolizing trade a felony; penalty.	
75.	National Trade Data Bank	4901	3.	Trusts in Territories or District of Columbia illegal; combination a felony.	
76.	Imitation Firearms	5001	4.	Jurisdiction of courts; duty of United States attorneys; procedure.	
77.	Steel and Aluminum Energy Con- servation and Technology Com- petitiveness	5101	5.	Bringing in additional parties.	
78.	Superconductivity and Competi- tiveness	5201	6.	Forfeiture of property in transit.	
79.	Metal Casting Competitiveness Re- search Program	5301	6a.	Conduct involving trade or commerce with foreign nations.	
80.	Fasteners	5401	7.	"Person" or "persons" defined.	
81.	High-Performance Computing	5501	8.	Trusts in restraint of import trade illegal; penalty.	
82.	Land Remote Sensing Policy [Re- pealed or Transferred]	5601	9.	Jurisdiction of courts; duty of United States attorneys; procedure.	
83.	Telephone Disclosure and Dispute Resolution	5701	10.	Bringing in additional parties.	
84.	Commercial Space Competitive- ness [Repealed or Transferred] ..	5801	11.	Forfeiture of property in transit.	
85.	Armored Car Industry Reciprocity	5901	12.	Definitions; short title.	
86.	Children's Bicycle Helmet Safety ..	6001	13.	Discrimination in price, services, or facilities.	
87.	Telemarketing and Consumer Fraud and Abuse Prevention	6101	13a.	Discrimination in rebates, discounts, or ad- vertising service charges; underselling in particular localities; penalties.	
87A.	National Do-Not-Call Registry	6151	13b.	Cooperative association; return of net earn- ings or surplus.	
88.	International Antitrust Enforce- ment Assistance	6201	13c.	Exemption of non-profit institutions from price discrimination provisions.	
89.	Professional Boxing Safety	6301	14.	Sale, etc., on agreement not to use goods of competitor.	
90.	Propane Education and Research ..	6401			
91.	Children's Online Privacy Protec- tion	6501			
91A.	Promoting a Safe Internet for Chil- dren	6551			
92.	Year 2000 Computer Date Change ..	6601			
93.	Insurance	6701			

- Sec.
15. Suits by persons injured.
15a. Suits by United States; amount of recovery; prejudice interest.
15b. Limitation of actions.
15c. Actions by State attorneys general.
15d. Measurement of damages.
15e. Distribution of damages.
15f. Actions by Attorney General.
15g. Definitions.
15h. Applicability of parens patriae actions.
16. Judgments.
17. Antitrust laws not applicable to labor organizations.
18. Acquisition by one corporation of stock of another.
18a. Premerger notification and waiting period.
19. Interlocking directorates and officers.
19a, 20. Repealed.
21. Enforcement provisions.
21a. Actions and proceedings pending prior to June 19, 1936; additional and continuing violations.
22. District in which to sue corporation.
23. Suits by United States; subpoenas for witnesses.
24. Liability of directors and agents of corporation.
25. Restraining violations; procedure.
26. Injunctive relief for private parties; exception; costs.
26a. Restrictions on the purchase of gasohol and synthetic motor fuel.
26b. Application of antitrust laws to professional major league baseball.
27. Effect of partial invalidity.
27a. Transferred.
28. Repealed.
29. Appeals.
30 to 33. Repealed.
34. Definitions applicable to sections 34 to 36.
35. Recovery of damages, etc., for antitrust violations from any local government, or official or employee thereof acting in an official capacity.
36. Recovery of damages, etc., for antitrust violations on claim against person based on official action directed by local government, or official or employee thereof acting in an official capacity.
37. Immunity from antitrust laws.
37a. Definitions.
37b. Confirmation of antitrust status of graduate medical resident matching programs.
38. Association of marine insurance companies; application of antitrust laws.

HISTORICAL NOTE

This chapter includes among other statutory provisions the Sherman Act, comprising sections 1 to 7 of this title, the Clayton Act, comprising sections 12, 13, 14 to 19, 20, 21, and 22 to 27 of this title and sections 52 and 53 of Title 29, Labor, the Wilson Tariff Act, comprising sections 8 and 9 of this title, the Robinson-Patman Price Discrimination Act, comprising sections 13, 13a, 13b, and 21a of this title, the "Expediting Act", sections 28 and 29 of this title, and the "Hart-Scott-Rodino Antitrust Improvements Act of 1976", comprising sections 15c to 15h, 18a, and 66 of this title. For complete classification of the Hart-Scott-Rodino Act, see Short Title note under section 1 of this title.

CONGRESSIONAL INVESTIGATION OF MONOPOLY

Joint Res. June 16, 1938, ch. 456, 52 Stat. 705, created a Temporary National Economic Committee which was authorized to make a full investigation on monopoly and the concentration of economic power in and financial control over production and distribution of goods and services. The time for submitting the final report

under Joint Res. June 16, 1938, ch. 456, 52 Stat. 705, as amended Apr. 26, 1939, ch. 104, §§1, 2, 53 Stat. 624, was extended to Apr. 3, 1941, by Joint Res. Dec. 16, 1940, ch. 932, 54 Stat. 1225. The committee's report was presented to Congress on Mar. 31, 1941, and was published in Senate Document No. 35.

EXECUTIVE ORDER NO. 12022

Ex. Ord. No. 12022, Dec. 1, 1977, 42 F.R. 61441, as amended by Ex. Ord. No. 12052, Apr. 7, 1978, 43 F.R. 15133, which related to the National Commission for the Review of Antitrust Laws and Procedures, was revoked by Ex. Ord. No. 12258, Dec. 31, 1980, 46 F.R. 1251, formerly set out as a note under section 14 of the Appendix to Title 5, Government Organization and Employees.

§ 1. Trusts, etc., in restraint of trade illegal; penalty

Every contract, combination in the form of trust or otherwise, or conspiracy, in restraint of trade or commerce among the several States, or with foreign nations, is declared to be illegal. Every person who shall make any contract or engage in any combination or conspiracy hereby declared to be illegal shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by fine not exceeding \$100,000,000 if a corporation, or, if any other person, \$1,000,000, or by imprisonment not exceeding 10 years, or by both said punishments, in the discretion of the court.

(July 2, 1890, ch. 647, §1, 26 Stat. 209; Aug. 17, 1937, ch. 690, title VIII, 50 Stat. 693; July 7, 1955, ch. 281, 69 Stat. 282; Pub. L. 93-528, §3, Dec. 21, 1974, 88 Stat. 1708; Pub. L. 94-145, §2, Dec. 12, 1975, 89 Stat. 801; Pub. L. 101-588, §4(a), Nov. 16, 1990, 104 Stat. 2880; Pub. L. 108-237, title II, §215(a), June 22, 2004, 118 Stat. 668.)

AMENDMENTS

2004—Pub. L. 108-237 substituted "\$100,000,000" for "\$10,000,000", "\$1,000,000" for "\$350,000", and "10" for "three".

1990—Pub. L. 101-588 substituted "\$10,000,000" for "one million dollars" and "\$350,000" for "one hundred thousand dollars".

1975—Pub. L. 94-145 struck out from first sentence two provisos granting anti-trust exemption to State fair trade laws.

1974—Pub. L. 93-528 substituted "a felony, and, on conviction thereof, shall be punished by fine not exceeding one million dollars if a corporation, or, if any other person, one hundred thousand dollars, or by imprisonment not exceeding three years" for "a misdemeanor, and on conviction thereof, shall be punished by fine not exceeding fifty thousand dollars, or by imprisonment not exceeding one year".

1955—Act July 7, 1955, substituted "fifty thousand dollars" for "five thousand dollars".

1937—Act Aug. 17, 1937, inserted two provisos.

EFFECTIVE DATE OF 2001 AMENDMENT

Pub. L. 107-72, §4, Nov. 20, 2001, 115 Stat. 650, provided that: "This Act [enacting and amending provisions set out as notes under this section] and the amendments made by this Act shall take effect on September 30, 2001."

EFFECTIVE DATE OF 1975 AMENDMENT

Pub. L. 94-145, §4, Dec. 12, 1974, 89 Stat. 801, provided that: "The amendments made by sections 2 and 3 of this Act [amending this section and section 45 of this title] shall take effect upon the expiration of the ninety-day period which begins on the date of enactment of this Act [Dec. 12, 1975]."