

112TH CONGRESS
1ST SESSION

H. R. 2398

To amend chapter 44 of title 18, United States Code, to clarify the circumstances under which the enhanced penalty provisions for subsequent convictions apply.

IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 2011

Mr. SCOTT of Virginia (for himself and Mr. CONYERS) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend chapter 44 of title 18, United States Code, to clarify the circumstances under which the enhanced penalty provisions for subsequent convictions apply.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Firearm Recidivist
5 Sentencing Act of 2011”.

6 **SEC. 2. AMENDMENTS TO ENHANCED PENALTIES PROVI-**
7 **SIONS.**

8 Section 924(c) of title 18, United States Code, is
9 amended—

1 (1) in paragraph (1)(C), by striking “In the
2 case of a second or subsequent conviction under this
3 subsection” and inserting “If a person is convicted
4 under this subsection after a prior conviction under
5 this subsection has become final”; and

6 (2) by adding at the end the following:

7 “(6) The provisions of section 411 of the Con-
8 trolled Substances Act (21 U.S.C. 851), other than
9 subsections (a)(2) and (e) of such section, as in ef-
10 fect on the date of the enactment of this paragraph,
11 shall apply to sentencing for convictions under this
12 subsection in the same manner in which such provi-
13 sions apply to sentencing for offenses under part D
14 of title II of such Act.”.

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