

112TH CONGRESS
1ST SESSION

H. R. 58

To amend chapter 44 of title 18, United States Code, to update certain procedures applicable to commerce in firearms and remove certain Federal restrictions on interstate firearms transactions.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 2011

Mr. SCALISE (for himself and Mr. BOREN) 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 update certain procedures applicable to commerce in firearms and remove certain Federal restrictions on interstate firearms transactions.

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 “Firearms Interstate
5 Commerce Reform Act”.

1 **SEC. 2. AUTHORITY TO CONDUCT INTERSTATE FIREARMS**
2 **TRANSACTIONS.**

3 (a) FIREARMS DISPOSITIONS.—Section 922(b)(3)(A)
4 of title 18, United States Code, is amended—

5 (1) by striking “rifle or shotgun” and inserting
6 “firearm”;

7 (2) by striking “located” and inserting “located
8 or temporarily located”; and

9 (3) by striking “both such States” and insert-
10 ing “the State in which the transfer is conducted
11 and the State of residence of the transferee”.

12 (b) DEALER LOCATION.—Section 923 of such title is
13 amended—

14 (1) in subsection (j)—

15 (A) in the first sentence, by striking “, and
16 such location is in the State which is specified
17 on the license”; and

18 (B) in the last sentence—

19 (i) by inserting “transfer,” after
20 “sell,”; and

21 (ii) by striking all that follows “Act”
22 and inserting a period; and

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

24 “(m) Nothing in this chapter shall be construed to
25 prohibit the sale, transfer, delivery, or other disposition
26 of a firearm or ammunition—

1 “(1) by a person licensed under this chapter to
2 another person so licensed, at any location in any
3 State; or

4 “(2) by a licensed importer, licensed manufac-
5 turer, or licensed dealer to a person not licensed
6 under this chapter, at a temporary location de-
7 scribed in subsection (j) in any State.”.

8 (c) RESIDENCE OF UNITED STATES OFFICERS.—
9 Section 921 of such title is amended by striking subsection
10 (b) and inserting the following:

11 “(b) For purposes of this chapter:

12 “(1) A member of the Armed Forces on active
13 duty is a resident of—

14 “(A) the State in which the member main-
15 tains legal residence;

16 “(B) the State in which the permanent
17 duty station of the member is located; and

18 “(C) the State in which the member main-
19 tains a place of abode from which the member
20 commutes each day to the permanent duty sta-
21 tion.

22 “(2) An officer or employee of the United
23 States (other than a member of the Armed Forces)
24 stationed outside the United States for a period ex-

- 1 ceeding one year is a resident of the State in which
- 2 the member maintains legal residence.”.

