

114TH CONGRESS
2D SESSION

H. R. 4748

To ban the importation of semiautomatic assault weapons, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 15, 2016

Ms. SPEIER (for herself, Ms. ADAMS, Mr. BEYER, Mr. BLUMENAUER, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. CÁRDENAS, Ms. CLARKE of New York, Ms. CLARK of Massachusetts, Mr. COHEN, Mr. CONYERS, Mr. DESAULNIER, Mr. GUTIÉRREZ, Mr. HASTINGS, Mr. HONDA, Ms. JACKSON LEE, Ms. LEE, Mr. LYNCH, Ms. MCCOLLUM, Mr. MEEKS, Mr. NADLER, Ms. NORTON, Mr. PALLONE, Mr. QUIGLEY, Mr. RANGEL, Mr. RUSH, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SIRES, Mr. SWALWELL of California, Mr. TAKANO, Mr. VAN HOLLEN, Mrs. WATSON COLEMAN, and Mr. MCGOVERN) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To ban the importation of semiautomatic assault weapons,
and for other purposes.

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 “Imported Assault
5 Weapons Ban of 2016”.

1 **SEC. 2. BAN ON IMPORTATION OF SEMIAUTOMATIC AS-**
2 **SAULT WEAPONS.**

3 (a) PROHIBITIONS.—

4 (1) IMPORTATION.—Section 925 of title 18,
5 United States Code, is amended by adding at the
6 end the following:

7 “(g) For purposes of subsection (d)(3), a firearm
8 shall not be considered to be generally recognized as par-
9 ticularly suitable for or readily adaptable to sporting pur-
10 poses if the firearm is—

11 “(1) a semiautomatic assault weapon;

12 “(2) a semiautomatic rifle that can accept, or
13 be readily converted to accept, a large capacity am-
14 munition feeding device;

15 “(3) a semiautomatic rifle with a fixed maga-
16 zine with a capacity of more than 10 rounds of am-
17 munition;

18 “(4) the frame or receiver of any firearm the
19 importation of which would be prohibited by reason
20 of this subsection if assembled; or

21 “(5) a firearm the importation of which would
22 be prohibited by reason of this subsection but for the
23 incorporation into the firearm of a thumbhole stock
24 or any other characteristic that can function as a
25 grip.”.

1 (2) ASSEMBLY OF RIFLE THAT WOULD BE PRO-
2 HIBITED FROM IMPORTATION BUT FOR INCORPORA-
3 TION OF PART MADE IN THE UNITED STATES.—

4 (A) IN GENERAL.—Section 922 of such
5 title is amended by adding at the end the fol-
6 lowing:

7 “(aa) It shall be unlawful to assemble a firearm the
8 importation of which would be prohibited by reason of sec-
9 tion 925(g) but for the incorporation into the firearm of
10 one or more parts made in the United States.”.

11 (B) PENALTIES.—Section 924(a) of such
12 title is amended by adding at the end the fol-
13 lowing:

14 “(8) Whoever knowingly violates section 922(aa)
15 shall be fined under this title, imprisoned not more than
16 5 years, or both.”.

17 (b) DEFINITIONS.—Section 921(a) of such title is
18 amended—

19 (1) by inserting after paragraph (29) the fol-
20 lowing:

21 “(30) The term ‘semiautomatic pistol’ means any re-
22 peating pistol that—

23 “(A) utilizes a portion of the energy of a firing
24 cartridge to extract the fired cartridge case and
25 chamber the next round; and

1 “(B) requires a separate pull of the trigger to
2 fire each cartridge.

3 “(31) The term ‘semiautomatic shotgun’ means any
4 repeating shotgun that—

5 “(A) utilizes a portion of the energy of a firing
6 cartridge to extract the fired cartridge case and
7 chamber the next round; and

8 “(B) requires a separate pull of the trigger to
9 fire each cartridge.”; and

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

11 “(36) The term ‘semiautomatic assault weapon’
12 means any of the following, regardless of country of manu-
13 facture or caliber of ammunition accepted:

14 “(A) A semiautomatic rifle that has the capac-
15 ity to accept a detachable magazine and any one of
16 the following:

17 “(i) A pistol grip.

18 “(ii) A forward grip.

19 “(iii) A folding, telescoping, or detachable
20 stock.

21 “(iv) A grenade launcher or rocket launch-
22 er.

23 “(v) A barrel shroud.

24 “(vi) A threaded barrel.

1 “(B) A semiautomatic rifle that has a fixed
2 magazine with the capacity to accept more than 10
3 rounds, except for an attached tubular device de-
4 signed to accept, and capable of operating only with,
5 .22 caliber rimfire ammunition.

6 “(C) Any part, combination of parts, compo-
7 nent, device, attachment, or accessory that is de-
8 signed or functions to accelerate the rate of fire of
9 a semiautomatic rifle but not convert the semiauto-
10 matic rifle into a machinegun.

11 “(D) A semiautomatic pistol that has the ca-
12 pacity to accept a detachable magazine and any one
13 of the following:

14 “(i) A threaded barrel.

15 “(ii) A second pistol grip.

16 “(iii) A barrel shroud.

17 “(iv) The capacity to accept a detachable
18 magazine at some location outside of the pistol
19 grip.

20 “(v) A semiautomatic version of an auto-
21 matic firearm.

22 “(E) A semiautomatic pistol with a fixed maga-
23 zine that has the capacity to accept more than 10
24 rounds.

1 “(F) A semiautomatic shotgun that has any one
2 of the following:

3 “(i) A folding, telescoping, or detachable
4 stock.

5 “(ii) A pistol grip.

6 “(iii) A fixed magazine with the capacity to
7 accept more than 5 rounds.

8 “(iv) The ability to accept a detachable
9 magazine.

10 “(v) A forward grip.

11 “(vi) A grenade launcher or rocket launch-
12 er.

13 “(G) Any shotgun with a revolving cylinder.

14 “(H) All belt-fed semiautomatic firearms.

15 “(I) Any combination of parts from which a
16 firearm described in subparagraphs (A) through (H)
17 can be assembled.

18 “(J) The frame or receiver of a rifle or shotgun
19 described in subparagraph (A), (B), (C), (F), (G), or
20 (H).

21 “(37) The term ‘large capacity ammunition feeding
22 device’—

23 “(A) means a magazine, belt, drum, feed strip,
24 or similar device, including any such device joined or
25 coupled with another in any manner, that has an

1 overall capacity of, or that can be readily restored,
2 changed, or converted to accept, more than 10
3 rounds of ammunition; and

4 “(B) does not include an attached tubular de-
5 vice designed to accept, and capable of operating
6 only with, .22 caliber rimfire ammunition.

7 “(38) The term ‘barrel shroud’—

8 “(A) means a shroud that is attached to, or
9 partially or completely encircles, the barrel of a fire-
10 arm so that the shroud protects the user of the fire-
11 arm from heat generated by the barrel; and

12 “(B) does not include—

13 “(i) a slide that partially or completely en-
14 closes the barrel; or

15 “(ii) an extension of the stock along the
16 bottom of the barrel which does not encircle or
17 substantially encircle the barrel.

18 “(39) The term ‘detachable magazine’ means an am-
19 munition feeding device that can be removed from a fire-
20 arm without disassembly of the firearm action.

21 “(40) The term ‘fixed magazine’ means an ammuni-
22 tion feeding device that is permanently fixed to the firearm
23 in such a manner that it cannot be removed without dis-
24 assembly of the firearm.

1 “(41) The term ‘folding, telescoping, or detachable
2 stock’ means a stock that folds, telescopes, detaches or
3 otherwise operates to reduce the length, size, or any other
4 dimension, or otherwise enhances the concealability, of a
5 firearm.

6 “(42) The term ‘forward grip’ means a grip located
7 forward of the trigger that functions as a pistol grip.

8 “(43) The term ‘rocket’ means any simple or complex
9 tubelike device containing combustibles that on being ig-
10 nited liberate gases whose action propels the tube through
11 the air and has a propellant charge of not more than 4
12 ounces.

13 “(44) The term ‘grenade launcher or rocket launcher’
14 means an attachment for use on a firearm that is designed
15 to propel a grenade, rocket, or other similar destructive
16 device.

17 “(45) The term ‘pistol grip’ means a grip, a thumb-
18 hole stock, or any other characteristic that can function
19 as a grip.

20 “(46) The term ‘threaded barrel’ means a feature or
21 characteristic that is designed in such a manner to allow
22 for the attachment of a device such as a firearm silencer
23 or a flash suppressor.

24 “(47) The term ‘belt-fed semiautomatic firearm’
25 means any repeating firearm that—

1 “(A) utilizes a portion of the energy of a firing
2 cartridge to extract the fired cartridge case and
3 chamber the next round;

4 “(B) requires a separate pull of the trigger to
5 fire each cartridge; and

6 “(C) has the capacity to accept a belt ammuni-
7 tion feeding device.”.

8 **SEC. 3. PUBLICATION OF LIST OF SEMIAUTOMATIC AS-**
9 **SAULT WEAPONS BANNED FROM IMPORTA-**
10 **TION.**

11 Not less frequently than every 12 months, the Direc-
12 tor of the Bureau of Alcohol, Tobacco, Firearms, and Ex-
13 plosives shall cause to be published in the Federal Reg-
14 ister—

15 (1) a list of each firearm the importation of
16 which is prohibited by reason of the amendments
17 made by section 2; and

18 (2) a list of each firearm an application for the
19 importation of which was received by the Bureau,
20 and whether the application was approved or denied.

21 **SEC. 4. REPORT TO THE CONGRESS.**

22 Within 1 year after the date of the enactment of this
23 Act, the Director of the Bureau of Alcohol, Tobacco, Fire-
24 arms, and Explosives shall submit to the Committee on
25 the Judiciary of the House of Representatives and the

- 1 Committee on the Judiciary of the Senate a written report
- 2 on the implementation of this Act.

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