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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To prevent the purchase of ammunition by prohibited purchasers.

IN THE HOUSE OF REPRESENTATIVES

Ms. WASSERMAN SCHULTZ introduced the following bill; which was referred
to the Committee on _____

A BILL

To prevent the purchase of ammunition by prohibited
purchasers.

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 “Jaime’s Law”.

5 **SEC. 2. PURPOSE.**

6 The purpose of this Act is to enhance the background
7 check process in the United States to prevent the purchase
8 of ammunition by individuals who are prohibited from
9 doing so under Federal and State law.

1 **SEC. 3. TRANSFERS OF FIREARMS OR AMMUNITION.**

2 (a) IN GENERAL.—Section 922 of title 18, United
3 States Code, is amended—

4 (1) by striking subsection (s);

5 (2) by redesignating subsection (t) as sub-
6 section (s);

7 (3) in subsection (s), as so redesignated—

8 (A) by inserting “or ammunition” after
9 “firearm” each place it appears except in sub-
10 paragraphs (B)(ii) and (C) of paragraph (1);

11 (B) in paragraph (1)—

12 (i) in subparagraph (B)(ii), by insert-
13 ing “in the case of a firearm,” before “3”;
14 and

15 (ii) in subparagraph (C), in the mat-
16 ter preceding clause (i), by inserting “the
17 transfer of a firearm to” before “a person
18 less”; and

19 (C) in paragraph (3)(C)(ii), by striking
20 “the chief law enforcement officer (as defined in
21 subsection (s)(8))” and inserting “the relevant
22 chief of police, sheriff, or other equivalent offi-
23 cial, or the designee of any such individual”;
24 and

25 (4) by inserting after subsection (s), as so re-
26 designated, the following:

1 “(t)(1)(A) It shall be unlawful for any person who
2 is not a licensed importer, licensed manufacturer, or li-
3 censed dealer to transfer ammunition to any other person
4 who is not so licensed, unless a licensed importer, licensed
5 manufacturer, or licensed dealer has first taken possession
6 of the ammunition for the purpose of complying with sub-
7 section (s).

8 “(B) Upon taking possession of ammunition under
9 subparagraph (A), a licensee shall comply with all require-
10 ments of this chapter as if the licensee were transferring
11 ammunition from the inventory of the licensee to the unli-
12 censed transferee.

13 “(C) If a transfer of ammunition described in sub-
14 paragraph (A) will not be completed for any reason after
15 a licensee takes possession of the ammunition (including
16 because the transfer of the ammunition to, or receipt of
17 the ammunition by, the transferee would violate this chap-
18 ter), the return of the ammunition to the transferor by
19 the licensee shall not constitute the transfer of ammuni-
20 tion for purposes of this chapter.

21 “(2) Paragraph (1) shall not apply to—

22 “(A) a law enforcement agency or any law en-
23 forcement officer, armed private security profes-
24 sional, or member of the Armed Forces, to the ex-
25 tent the officer, professional, or member is acting

1 within the course and scope of employment and offi-
2 cial duties;

3 “(B) a transfer that is a loan or bona fide gift
4 between spouses, between domestic partners, be-
5 tween parents and their children, including step-par-
6 ents and their step-children, between siblings, be-
7 tween aunts or uncles and their nieces or nephews,
8 or between grandparents and their grandchildren;

9 “(C) a transfer to an executor, administrator,
10 trustee, or personal representative of an estate or a
11 trust that occurs by operation of law upon the death
12 of another person;

13 “(D) a temporary transfer that is necessary to
14 prevent imminent death or great bodily harm, in-
15 cluding harm to self, family, household members, or
16 others, if the possession by the transferee lasts only
17 as long as immediately necessary to prevent the im-
18 minent death or great bodily harm, including the
19 harm of domestic violence, dating partner violence,
20 sexual assault, stalking, and domestic abuse;

21 “(E) a transfer that is approved by the Attor-
22 ney General under section 5812 of the Internal Rev-
23 enue Code of 1986; or

24 “(F) a temporary transfer if the transferor has
25 no reason to believe that the transferee will use or

1 intends to use the ammunition in a crime or is pro-
2 hibited from possessing ammunition under State or
3 Federal law, and the transfer takes place and the
4 transferee's possession of the ammunition is exclu-
5 sively—

6 “(i) at a shooting range or in a shooting
7 gallery or other area designated for the purpose
8 of target shooting;

9 “(ii) while reasonably necessary for the
10 purposes of hunting, trapping, or fishing, if the
11 transferor—

12 “(I) has no reason to believe that the
13 transferee intends to use the ammunition
14 in a place where it is illegal; and

15 “(II) has reason to believe that the
16 transferee will comply with all licensing
17 and permit requirements for such hunting,
18 trapping, or fishing; or

19 “(iii) while in the presence of the trans-
20 feror.

21 “(3) It shall be unlawful for a licensed importer, li-
22 censed manufacturer, or licensed dealer to transfer posses-
23 sion of ammunition to another person who is not so li-
24 censed unless the importer, manufacturer, or dealer has
25 provided such other person with a notice of the prohibition

1 under paragraph (1), and such other person has certified
2 that such other person has been provided with this notice
3 on a form prescribed by the Attorney General.”.

4 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

5 (1) UNITED STATES CODE.—Chapter 44 of title
6 18, United States Code, is amended—

7 (A) in section 922(y)(2), in the matter pre-
8 ceding subparagraph (A), by striking “,
9 (g)(5)(B), and (s)(3)(B)(v)(II)” and inserting
10 “and (g)(5)(B)”;

11 (B) in section 925A, in the matter pre-
12 ceding paragraph (1), by striking “subsection
13 (s) or (t) of section 922” and inserting “section
14 922(s)”;

15 (C) in section 925B—

16 (i) in subsection (a), in the matter
17 preceding paragraph (1), by striking
18 “922(t)” and inserting “922(s)”;

19 (ii) in subsection (b), by striking
20 “922(t) of title 18, United States Code”
21 and inserting “922(s)”.

22 (2) BRADY HANDGUN VIOLENCE PREVENTION
23 ACT.—Section 103(l) of the Brady Handgun Vio-
24 lence Prevention Act (34 U.S.C. 40901(l)) is amend-

1 ed, in the matter preceding paragraph (1), by strik-
2 ing “(t)” and inserting “(s)”.

3 (3) NICS IMPROVEMENT AMENDMENTS ACT OF
4 2007.—Section 103(f) of the NICS Improvement
5 Amendments Act of 2007 (34 U.S.C. 40913(f)) is
6 amended by striking “922(t)” and inserting
7 “922(s)”.

8 (4) CONSOLIDATED AND FURTHER CONTINUING
9 APPROPRIATIONS ACT, 2012.—Section 511 of title V
10 of division B of the Consolidated and Further Con-
11 tinuing Appropriations Act, 2012 (34 U.S.C. 40901
12 note) is amended by striking “subsection 922(t)”
13 each place it appears and inserting “subsection (s)
14 or (t) of section 922”.

15 **SEC. 4. RULES OF CONSTRUCTION.**

16 Nothing in this Act, or any amendment made by this
17 Act, shall be construed to—

18 (1) authorize the establishment, directly or indi-
19 rectly, of a national firearms or ammunition reg-
20 istry; or

21 (2) interfere with the authority of a State,
22 under section 927 of title 18, United States Code,
23 to enact a law on the same subject matter as this
24 Act.

1 **SEC. 5. EFFECTIVE DATE.**

2 This Act and the amendments made by this Act shall
3 take effect on the date that is 180 days after the date
4 of enactment of this Act.