

Union Calendar No. 187

112TH CONGRESS
1ST SESSION

H. R. 822

[Report No. 112-277]

To amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 18, 2011

Mr. STEARNS (for himself and Mr. SHULER) introduced the following bill;
which was referred to the Committee on the Judiciary

NOVEMBER 10, 2011

Additional sponsors: Mr. BOREN, Mr. ROSS of Arkansas, Mr. GRAVES of Missouri, Mr. HUELSKAMP, Mr. GIBSON, Mr. HELLER, Mr. OWENS, Mr. COFFMAN of Colorado, Mr. LAMBORN, Mr. DUNCAN of Tennessee, Mrs. SCHMIDT, Mr. WESTMORELAND, Mr. ROGERS of Alabama, Mr. GINGREY of Georgia, Mr. YOUNG of Alaska, Mrs. BACHMANN, Mr. BURTON of Indiana, Mr. GARRETT, Mr. COLE, Mr. DIAZ-BALART, Mr. BOSWELL, Mr. MILLER of Florida, Mr. BARTON of Texas, Mr. CARTER, Mr. PENCE, Mr. HEINRICH, Mr. BENISHEK, Mr. CHAFFETZ, Mr. HALL, Mr. HOLDEN, Mr. WEST, Mr. HERGER, Mr. MICA, Mr. JOHNSON of Illinois, Mr. POSEY, Ms. GRANGER, Mr. RAHALL, Mr. GARY G. MILLER of California, Mr. BISHOP of Georgia, Mr. PETERSON, Mr. KISSELL, Mr. DAVIS of Kentucky, Mr. MCINTYRE, Mr. LATHAM, Ms. FOXX, Mr. BACHUS, Mrs. ADAMS, Mr. WILSON of South Carolina, Mr. MULVANEY, Mr. PETRI, Mr. MCCOTTER, Mr. TURNER of Ohio, Mr. CANSECO, Ms. JENKINS, Mrs. EMERSON, Mr. KLINE, Mr. GENE GREEN of Texas, Mr. WITTMAN, Mr. HARRIS, Mr. JORDAN, Mr. COSTELLO, Mr. FLEMING, Mr. ROSS of Florida, Mr. RIVERA, Mr. BILIRAKIS, Mr. LATTA, Mr. ROGERS of Michigan, Mr. SAM JOHNSON of Texas, Mr. KINZINGER of Illinois, Mr. GIBBS, Mr. PALAZZO, Mr. BUCHANAN, Mr. CRENSHAW, Mr. GRIFFITH of Virginia, Mr. DENT, Mr. TIBERI, Mr. ALTMIRE, Mr. THORNBERRY, Mrs. MILLER of Michigan, Mr. CRITZ, Mr. NUGENT, Mr. POMPEO, Mr. POE of Texas, Mr. ADERHOLT, Mr. PLATTS, Mr. FORBES, Mr. SCHOCK, Mr. HUNTER, Mr. WALZ of Minnesota, Mr. SULLIVAN, Mr. LUETKEMEYER, Mr. DUN-

CAN of South Carolina, Mr. SCALISE, Mr. HENSARLING, Mr. YOUNG of Indiana, Mr. WOLF, Mr. TERRY, Mr. FRANKS of Arizona, Mr. HECK, Mr. DENHAM, Mr. RYAN of Ohio, Mr. CAMP, Mr. LUCAS, Mr. MCKINLEY, Mr. SHUSTER, Mr. REED, Mr. THOMPSON of Pennsylvania, Mr. GUINTA, Mr. BROOKS, Mrs. ELLMERS, Mr. CONAWAY, Mr. FLORES, Mr. MARCHANT, Mr. MURPHY of Pennsylvania, Mr. BRADY of Texas, Mr. JONES, Mr. ALEXANDER, Mr. SESSIONS, Mr. MACK, Mr. BISHOP of Utah, Mrs. CAPITO, Mr. ROONEY, Mr. LUJÁN, Mr. YODER, Mr. KELLY, Ms. ROSLEHTINEN, Mr. REHBERG, Mr. BONNER, Mr. BROUN of Georgia, Mr. CHANDLER, Mr. BARROW, Mr. OLSON, Mr. LANDRY, Mr. BARLETTA, Mr. BARTLETT, Mr. LATOURETTE, Mr. GUTHRIE, Mr. JOHNSON of Ohio, Mr. AKIN, Mr. BUCSHON, Mr. DONNELLY of Indiana, Mr. STIVERS, Mr. FITZPATRICK, Mr. CHABOT, Mr. KIND, Mr. CULBERSON, Mr. SCHILLING, Mr. BOUSTANY, Mr. FARENTHOLD, Mr. SMITH of Nebraska, Mr. ROE of Tennessee, Mr. NEUGEBAUER, Mr. CUELLAR, Mr. LONG, Mr. MCCAUL, Mr. MATHESON, Mr. MICHAUD, Mr. DEFazio, Mr. WHITFIELD, Mr. DESJARLAIS, Mr. AUSTRIA, Mr. HARPER, Mr. BACA, Mr. BILBRAY, Mr. HANNA, Mr. SCHWEIKERT, Mr. WALSH of Illinois, Mr. CRAVAACK, Mr. MARINO, Mr. DINGELL, Mr. MCCLINTOCK, Mr. GRIFFIN of Arkansas, Mr. TIPTON, Mr. WALDEN, Mr. GOSAR, Mr. LARSEN of Washington, Mr. NUNNELEE, Mrs. MYRICK, Mr. LANKFORD, Mr. LABRADOR, Mr. HULTGREN, Mr. RENACCI, Mr. SCOTT of South Carolina, Mr. GOODLATTE, Mr. BASS of New Hampshire, Mr. GRAVES of Georgia, Mr. MCHENRY, Mrs. ROBY, Mr. RIGELL, Mr. CRAWFORD, Mr. AUSTIN SCOTT of Georgia, Mr. ROKITA, Mrs. HARTZLER, Mr. SOUTHERLAND, Mr. ROGERS of Kentucky, Mr. COBLE, Mr. STUTZMAN, Mr. GOWDY, Mr. ROYCE, Mr. QUAYLE, Mr. UPTON, Mr. PITTS, Mr. PEARCE, Mr. PRICE of Georgia, Mr. HURT, Mrs. BLACKBURN, Mr. FLEISCHMANN, Mr. HUIZENGA of Michigan, Mr. WALBERG, Mr. ISSA, Mr. ROHRABACHER, Mr. CAMPBELL, Mr. NUNES, Mr. BERG, Mrs. NOEM, Mrs. MCMORRIS RODGERS, Mr. RIBBLE, Mr. RYAN of Wisconsin, Mr. BURGESS, Mr. SHIMKUS, Mr. WOMACK, Mrs. BLACK, Mr. KINGSTON, Mr. YOUNG of Florida, Mr. CARDOZA, Ms. HERRERA BEUTLER, Mr. DUFFY, Mr. SCHRADER, Mr. FINCHER, Ms. SEWELL, Mr. KING of Iowa, Mr. MCCARTHY of California, Mr. MCKEON, Ms. BUERKLE, Mr. LOBIONDO, Mr. GALLEGLY, Mrs. LUMMIS, Mr. GARDNER, Mr. CASSIDY, Mr. WEBSTER, Mrs. BIGGERT, Mr. COURTNEY, Mr. HASTINGS of Washington, and Mr. CALVERT

NOVEMBER 10, 2011

Deleted sponsor: Mr. COHEN (added May 2, 2011; deleted October 12, 2011)

NOVEMBER 10, 2011

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on February 18, 2011]

A BILL

To amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State.

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 “National Right-to-Carry*
5 *Reciprocity Act of 2011”.*

6 **SEC. 2. RECIPROCITY FOR THE CARRYING OF CERTAIN**
7 **CONCEALED FIREARMS.**

8 *(a) IN GENERAL.—Chapter 44 of title 18, United*
9 *States Code, is amended by inserting after section 926C the*
10 *following:*

11 **“§926D. Reciprocity for the carrying of certain con-**
12 **cealed firearms**

13 *“(a) Notwithstanding any provision of the law of any*
14 *State or political subdivision thereof (except as provided in*
15 *subsection (b)), a person who is not prohibited by Federal*
16 *law from possessing, transporting, shipping, or receiving a*
17 *firearm, and who is carrying a valid identification docu-*
18 *ment containing a photograph of the person, and a valid*
19 *license or permit which is issued pursuant to the law of*
20 *a State and which permits the person to carry a concealed*
21 *firearm, may possess or carry a concealed handgun (other*
22 *than a machinegun or destructive device) that has been*
23 *shipped or transported in interstate or foreign commerce,*
24 *in any State, other than the State of residence of the person,*
25 *that—*

1 “(1) has a statute that allows residents of the
2 State to obtain licenses or permits to carry concealed
3 firearms; or

4 “(2) does not prohibit the carrying of concealed
5 firearms by residents of the State for lawful purposes.

6 “(b) The possession or carrying of a concealed handgun
7 in a State under this section shall be subject to the same
8 conditions and limitations, except as to eligibility to possess
9 or carry, imposed by or under Federal or State law or the
10 law of a political subdivision of a State, that apply to the
11 possession or carrying of a concealed handgun by residents
12 of the State or political subdivision who are licensed by the
13 State or political subdivision to do so, or not prohibited
14 by the State from doing so.

15 “(c) In subsection (a), the term ‘identification docu-
16 ment’ means a document made or issued by or under the
17 authority of the United States Government, a State, or a
18 political subdivision of a State which, when completed with
19 information concerning a particular individual, is of a
20 type intended or commonly accepted for the purpose of iden-
21 tification of individuals.”.

22 (b) CLERICAL AMENDMENT.—The table of sections for
23 such chapter is amended by inserting after the item relating
24 to section 926C the following:

“926D. Reciprocity for the carrying of certain concealed firearms.”.

1 (c) *EFFECTIVE DATE.*—*The amendments made by this*
2 *section shall take effect 90 days after the date of the enact-*
3 *ment of this Act.*

4 **SEC. 3. GAO AUDIT OF THE STATES' CONCEALED CARRY**
5 **PERMIT OR LICENSING REQUIREMENTS FOR**
6 **NON-RESIDENTS.**

7 (a) *The Comptroller General of the United States shall*
8 *conduct an audit of—*

9 (1) *the laws and regulations of each State that*
10 *authorize the issuance of a valid permit or license to*
11 *permit a person, other than a resident of such State,*
12 *to possess or carry a concealed firearm, including a*
13 *description of the permitting or licensing require-*
14 *ments of each State that issues concealed carry per-*
15 *mits or licenses to persons other than a resident of*
16 *such State;*

17 (2) *the number of such valid permits or licenses*
18 *issued or denied (and the basis for such denials) by*
19 *each State to persons other than a resident of such*
20 *State; and*

21 (3) *the effectiveness of such State laws and regu-*
22 *lations in protecting the public safety.*

23 (b) *Not later than 1 year after the date of enactment*
24 *of this Act, the Comptroller General shall submit to Con-*

- 1 *gress a report on the findings of the study conducted under*
- 2 *subsection (a).*

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