

105TH CONGRESS
1ST SESSION

H. R. 115

To prohibit the transfer of a firearm to, and the possession of a firearm
by, a person who is intoxicated.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. CONYERS introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To prohibit the transfer of a firearm to, and the possession
of a firearm by, a person who is intoxicated.

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. PROHIBITION AGAINST TRANSFER OF A FIRE-**
4 **ARM TO, AND POSSESSION OF A FIREARM BY,**
5 **A PERSON WHO IS INTOXICATED.**

6 (a) TRANSFER PROHIBITION.—Section 922(d) of
7 title 18, United States Code, is amended—

8 (1) by striking “or” at the end of paragraph
9 (8);

1 (2) by striking the period at the end of para-
2 graph (9) and inserting “; or”; and

3 (3) by inserting after paragraph (9) the follow-
4 ing:

5 “(10) is intoxicated.”.

6 (b) POSSESSION PROHIBITION.—Section 922(g) of
7 such title is amended—

8 (1) by striking “or” at the end of paragraph
9 (8);

10 (2) by inserting “or” at the end of paragraph
11 (9); and

12 (3) by inserting after paragraph (9) the follow-
13 ing:

14 “(10) who is intoxicated,”.

15 (c) STATEMENT REQUIRED BY THE BRADY LAW.—
16 Section 922(s)(3)(B) of such title is amended—

17 (1) by striking “and” at the end of clause (vii);

18 (2) by inserting “and” at the end of clause
19 (viii); and

20 (3) by inserting after clause (viii) the following:

21 “(ix) is not intoxicated;”.

22 (d) INTOXICATED DEFINED.—Section 921(a) of such
23 title is amended by adding at the end the following:

1 “(34) The term ‘intoxicated’ means, with respect to
2 a person, that the mental or physcial condition of the per-
3 son is sufficently impaired, as a result of the presence in
4 the person’s body of alcohol, a drug, or another substance,
5 to be prohibited by the law of the State in which the per-
6 son is located from operating a motor vehicle in the
7 State.’”.

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