

105TH CONGRESS  
1ST SESSION

# H. R. 2774

To prohibit the transfer of a handgun by a licensed dealer unless the transferee states that the transferee is not the subject of a restraining order with respect to an intimate partner or child of the transferee.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 30, 1997

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

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## A BILL

To prohibit the transfer of a handgun by a licensed dealer unless the transferee states that the transferee is not the subject of a restraining order with respect to an intimate partner or child of the transferee.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PROHIBITION OF THE TRANSFER OF A HAND-**  
2 **GUN BY A LICENSED DEALER UNLESS THE**  
3 **TRANSFeree STATES THAT THE TRANS-**  
4 **FEREE IS NOT THE SUBJECT OF A RESTRAIN-**  
5 **ING ORDER WITH RESPECT TO AN INTIMATE**  
6 **PARTNER OR CHILD OF THE TRANSFeree.**

7 Section 922(s)(3)(B) of title 18, United States Code,  
8 is amended—

9 (1) by striking “and” at the end of clause (vi);

10 and

11 (2) by adding “and” at the end of clause (vii);

12 and

13 (3) by adding at the end the following:

14 “(viii) is not subject to a court order  
15 that—

16 “(I) restrains the transferee from  
17 harassing, stalking, or threatening an inti-  
18 mate partner of the transferee or child of  
19 such intimate partner or transferee, or en-  
20 gaging in other conduct that would place  
21 an intimate partner in reasonable fear of  
22 bodily injury to the partner or child;

23 “(II) was issued after a hearing of  
24 which the transferee received actual notice,  
25 and at which the transferee had the oppor-  
26 tunity to participate; and

1                   “(III)(aa) includes a finding that the  
2                   transferee represents a credible threat to  
3                   the physical safety of such intimate part-  
4                   ner or child; or

5                   “(bb) by its terms explicitly prohibits  
6                   the use, attempted use, or threatened use  
7                   of physical force against such intimate  
8                   partner or child that would reasonably be  
9                   expected to cause bodily injury;”.

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