

105TH CONGRESS
1ST SESSION

S. 136

To amend chapter 44 of title 18, United States Code, to prohibit the manufacture, transfer, or importation of .25 caliber and .32 caliber and 9 millimeter ammunition.

IN THE SENATE OF THE UNITED STATES

JANUARY 21, 1997

Mr. MOYNIHAN introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend chapter 44 of title 18, United States Code, to prohibit the manufacture, transfer, or importation of .25 caliber and .32 caliber and 9 millimeter ammunition.

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 “Violent Crime Reduc-
5 tion Act of 1997”.

6 **SEC. 2. UNLAWFUL ACTS.**

7 Section 922(a) of title 18, United States Code, is
8 amended by—

1 (1) in paragraph (7), by striking “and” at the
2 end;

3 (2) in paragraph (8), by striking the period and
4 inserting a semicolon; and

5 (3) adding at the end thereof the following:

6 “(9) for any person to manufacture, transfer,
7 or import .25 or .32 caliber or 9 millimeter ammuni-
8 tion, except that this paragraph shall not apply to—

9 “(A) the manufacture or importation of
10 such ammunition for the use of the United
11 States or any department or agency thereof or
12 any State or any department, agency, or politi-
13 cal subdivision thereof; and

14 “(B) any manufacture or importation for
15 testing or for experimenting authorized by the
16 Secretary; and

17 “(10) for any manufacturer or importer to sell
18 or deliver .25 or .32 caliber or 9 millimeter ammuni-
19 tion, except that this paragraph shall not apply to—

20 “(A) the sale or delivery by a manufac-
21 turer or importer of such ammunition for the
22 use of the United States or any department or
23 agency thereof or any State or any department,
24 agency, or political subdivision thereof; and

1 “(B) the sale or delivery by a manufac-
 2 turer or importer of such ammunition for test-
 3 ing or for experimenting authorized by the Sec-
 4 retary.”.

5 **SEC. 3. LICENSING OF DESTRUCTIVE DEVICES.**

6 Section 923(a)(1)(A) of title 18, United States Code,
 7 is amended to read as follows:

8 “(A) of destructive devices, ammunition for
 9 destructive devices, armor piercing ammunition,
 10 or .25 or .32 caliber or 9 millimeter ammuni-
 11 tion, a fee of \$1,000 per year;”.

12 **SEC. 4. LICENSING OF NONDESTRUCTIVE DEVICES.**

13 Section 923(a)(1)(C) of title 18, United States Code,
 14 is amended to read as follows:

15 “(C) of ammunition for firearms other
 16 than destructive devices, or armor piercing or
 17 .25 or .32 caliber or 9 millimeter ammunition
 18 for any firearm, a fee of \$10 per year.”.

19 **SEC. 5. IMPORTERS.**

20 Section 923(a)(2) of title 18, United States Code, is
 21 amended to read as follows:

22 “(2) If the applicant is an importer—

23 “(A) of destructive devices, ammunition for
 24 destructive devices, or armor piercing or .25 or

1 .32 caliber or 9 millimeter ammunition for any
 2 firearm, a fee of \$1,000 per year; or

3 “(B) of firearms other than destructive de-
 4 vices or ammunition for firearms other than de-
 5 structive devices, or ammunition other than
 6 armor piercing or .25 or .32 caliber or 9 milli-
 7 meter ammunition for any firearm, a fee of \$50
 8 per year.”.

9 **SEC. 6. MARKING AMMUNITION AND PACKAGES.**

10 Section 923 of title 18, United States Code, is
 11 amended by adding at the end thereof the following:

12 “(m) Licensed importers and licensed manufacturers
 13 shall mark all .25 and .32 caliber and 9 millimeter ammu-
 14 nition and packages containing such ammunition for dis-
 15 tribution, in the manner prescribed by the Secretary by
 16 regulation.”.

17 **SEC. 7. USE OF RESTRICTED AMMUNITION.**

18 Section 929(a)(1) of title 18, United States Code, is
 19 amended by—

20 (1) inserting “, or with .25 or .32 caliber or 9
 21 millimeter ammunition,” after “possession of armor
 22 piercing ammunition”; and

23 (2) inserting “, or .25 or .32 caliber or 9 milli-
 24 meter ammunition,” after “armor-piercing handgun
 25 ammunition”.

1 **SEC. 8. EFFECTIVE DATE.**

2 This Act and the amendments made by this Act shall
3 take effect on the first day of the first calendar month
4 which begins more than 90 days after the date of enact-
5 ment of this Act.

○