

106TH CONGRESS
1ST SESSION

H. R. 1049

To authorize an individual or the estate of an individual who has suffered damages from the discharge of a firearm to bring a civil action in a district court of the United States against the manufacturer, distributor, or retailer of the firearm for such damages if the firearm had been in interstate commerce and the firearm's manufacturer, distributor, or retailer was negligent in its manufacture, distribution, or sale and also to bring such action on behalf of the political subdivision and State in which such individual resides to recover the healthcare and law enforcement costs of the State or political subdivision arising out of the discharge of firearms.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 1999

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

A BILL

To authorize an individual or the estate of an individual who has suffered damages from the discharge of a firearm to bring a civil action in a district court of the United States against the manufacturer, distributor, or retailer of the firearm for such damages if the firearm had been in interstate commerce and the firearm's manufacturer, distributor, or retailer was negligent in its manufacture, distribution, or sale and also to bring such action on behalf of the political subdivision and State in which such individual resides to recover the healthcare

and law enforcement costs of the State or political subdivision arising out of the discharge of firearms.

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 “Firearms Industry Re-
 5 sponsibility Enforcement Act”.

6 **SEC. 2. FEDERAL ACTION AGAINST FIREARMS MANUFAC-**
 7 **TURERS.**

8 (a) IN GENERAL.—Whoever is damaged because of
 9 the discharge of a firearm may bring a civil action in a
 10 district court of the United States against the manufac-
 11 turer, distributor, or retailer of the firearm if the firearm
 12 had been in interstate commerce and the manufacturer,
 13 distributor, or retailer was negligent in its manufacture,
 14 distribution, or sale. Whoever brings such an action may
 15 also bring such an action on behalf of the political subdivi-
 16 sion of a State and the State in which such individual re-
 17 sides to recover the medical and law enforcement costs of
 18 the State or political subdivision arising out of the dis-
 19 charge in the State or political subdivision of firearms.

20 (b) STATE AND POLITICAL SUBDIVISION DAM-
 21 AGES.—If a State or political subdivision of a State is in-
 22 cluded in an action brought under subsection (a), the dam-
 23 ages for the medical and law enforcement costs of the

- 1 State or political subdivision shall be paid to the State
- 2 or political subdivision.

