

106TH CONGRESS
1ST SESSION

H. R. 407

To amend title 18, United States Code, to provide for reciprocity in regard to the manner in which nonresidents of a State may carry certain concealed firearms in that State.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 19, 1999

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

A BILL

To amend title 18, United States Code, to provide for reciprocity in regard to the manner in which nonresidents of a State may carry certain concealed firearms in that 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 “Second Amendment
5 Restoration Act of 1999”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds the following:

1 (1) Law-abiding citizens use guns to defend
2 themselves against criminals as many as 2.5 million
3 times every year—or 6,850 times a day. This means
4 that each year, firearms are used 60 times more
5 often to protect the lives of honest citizens than to
6 take lives.

7 (2) Of the 2.5 million self-defense cases, more
8 than 200,000 are by women defending themselves
9 against sexual abuse. And as many as one-half mil-
10 lion times every year, somebody carrying a gun away
11 from home defends himself or herself.

12 (3) Citizens shoot and kill over 1,500 criminals
13 a year, which is more than twice as many as police
14 kill.

15 (4) Of the 2.5 million times citizens use their
16 guns to defend themselves every year, the over-
17 whelming majority merely brandish their gun or fire
18 a warning shot to scare off their attackers. Less
19 than 8 percent of the time, a citizen will kill or
20 wound his/her attacker.

21 (5) Handguns are the weapon of choice for self-
22 defense. Citizens use handguns to protect themselves
23 over 1.9 million times a year.

24 (6) Police cannot possibly protect every individ-
25 ual citizen. Currently, there are about 150,000 po-

1 lice officers on duty at any one time to protect a
 2 population of more than 250 million Americans—or
 3 almost 1,700 citizens per officer.

4 (7) The second amendment to the Constitution
 5 of the United States protects the right of Americans
 6 to carry firearms in defense of themselves and oth-
 7 ers.

8 **SEC. 3. RECIPROCITY FOR THE CARRYING OF CERTAIN**
 9 **CONCEALED FIREARMS.**

10 (a) IN GENERAL.—Chapter 44 of title 18, United
 11 States Code, is amended by inserting after section 926A
 12 the following:

13 “RECIPROCITY FOR THE CARRYING OF CERTAIN
 14 CONCEALED FIREARMS

15 “SEC. 926B. (a) Notwithstanding any provision of
 16 the law of any State or political subdivision thereof, a per-
 17 son who is not prohibited by Federal law from possessing,
 18 transporting, shipping, or receiving a firearm and—

19 “(1) who is carrying a valid license or permit
 20 which is issued pursuant to the law of any State and
 21 which permits the person to carry a concealed fire-
 22 arm; or

23 “(2) who is otherwise entitled to carry a con-
 24 cealed firearm in and pursuant to the law of the
 25 State of a person’s residence—

1 may carry in any State a concealed firearm in accordance
2 with the terms of the license or with the laws of the State
3 of the person's residence, subject to the laws of the State
4 in which the firearm is carried concerning locations in
5 which firearms may not be carried.”.

6 (b) SEVERABILITY.—If any provision of this Act, or
7 the application thereof to any person or circumstance is
8 held invalid, the invalidity does not affect other provisions
9 or applications of the Act which can be given effect with-
10 out the invalid provisions or applications, and to this end
11 the provisions of this Act are severable.

12 (c) CLERICAL AMENDMENT.—The table of sections
13 for chapter 44 of title 18 is amended by inserting after
14 the item relating to section 926A the following:

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

15 **SEC. 4. EFFECTIVE DATE.**

16 The provisions of this Act shall take effect 180 days
17 after the date of the enactment of this Act.

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