

Calendar No. 341

110TH CONGRESS
1ST SESSION

S. 376

[Report No. 110-150]

To amend title 18, United States Code, to improve the provisions relating to the carrying of concealed weapons by law enforcement officers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 24, 2007

Mr. LEAHY (for himself, Mr. SPECTER, Mr. KYL, Mr. CORNYN, Mr. GRASSLEY, Mr. SESSIONS, Mr. CONRAD, Mr. BAUCUS, Mr. DOMENICI, and Mr. SMITH) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

SEPTEMBER 5, 2007

Reported by Mr. LEAHY, without amendment

A BILL

To amend title 18, United States Code, to improve the provisions relating to the carrying of concealed weapons by law enforcement officers, and for other purposes.

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. SHORT TITLE.**

2 This Act may be cited as the “Law Enforcement Offi-
3 cers Safety Act of 2007”.

4 **SEC. 2. AMENDMENTS TO LAW ENFORCEMENT OFFICER
5 SAFETY PROVISIONS OF TITLE 18.**

6 (a) IN GENERAL.—Section 926B of title 18, United
7 States Code, is amended by adding at the end the fol-
8 lowing:

9 “(f) For purposes of this section, a law enforcement
10 officer of the Amtrak Police Department or a law enforce-
11 ment or police officer of the executive branch of the Fed-
12 eral Government qualifies as an employee of a govern-
13 mental agency who is authorized by law to engage in or
14 supervise the prevention, detection, investigation, or pros-
15 ecution of, or the incarceration of any person for, any vio-
16 lation of law, and has statutory powers of arrest.”.

17 (b) RETIRED LAW ENFORCEMENT OFFICERS.—Sec-
18 tion 926C of title 18, United States Code, is amended—

19 (1) in subsection (c)—

20 (A) in paragraph (3)(A), by striking “was
21 regularly employed as a law enforcement officer
22 for an aggregate of 15 years or more” and in-
23 serting “served as a law enforcement officer for
24 an aggregate of 10 years or more”;

25 (B) by striking paragraphs (4) and (5) and
26 inserting the following:

1 “(4) during the most recent 12-month period,
2 has met, at the expense of the individual, the stand-
3 ards for qualification in firearms training for active
4 law enforcement officers as set by the officer’s
5 former agency, the State in which the officer resides
6 or a law enforcement agency within the State in
7 which the officer resides;”; and

8 (C) by redesignating paragraphs (6) and
9 (7) as paragraphs (5) and (6), respectively;

10 (2) in subsection (d)—

11 (A) in paragraph (1), by striking “to meet
12 the standards established by the agency for
13 training and qualification for active law enforce-
14 ment officers to carry a firearm of the same
15 type as the concealed firearm; or” and inserting
16 “to meet the active duty standards for quali-
17 fication in firearms training as established by
18 the agency to carry a firearm of the same type
19 as the concealed firearm or”; and

20 (B) in paragraph (2)(B), by striking “oth-
21 erwise found by the State to meet the standards
22 established by the State for training and quali-
23 fication for active law enforcement officers to
24 carry a firearm of the same type as the con-
25 cealed firearm.” and inserting “otherwise found

1 by the State or a certified firearms instructor
2 that is qualified to conduct a firearms qualifica-
3 tion test for active duty officers within that
4 State to have met—

5 “(i) the active duty standards for
6 qualification in firearms training as estab-
7 lished by the State to carry a firearm of
8 the same type as the concealed firearm; or

9 “(ii) if the State has not established
10 such standards, standards set by any law
11 enforcement agency within that State to
12 carry a firearm of the same type as the
13 concealed firearm.”; and

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

15 “(f) In this section, the term ‘service with a public
16 agency as a law enforcement officer’ includes service as
17 a law enforcement officer of the Amtrak Police Depart-
18 ment or as a law enforcement or police officer of the exec-
19 utive branch of the Federal Government.”.

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