

114TH CONGRESS
2D SESSION

H. R. 6080

To provide for the availability of personalized handguns from federally licensed firearms dealers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 20, 2016

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

A BILL

To provide for the availability of personalized handguns from federally licensed firearms dealers, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Modernizing Firearm
5 Technology Act”.

1 **SEC. 2. REQUIREMENTS RELATING TO THE AVAILABILITY**
2 **OF PERSONALIZED HANDGUNS FROM FEDER-**
3 **ALLY LICENSED FIREARMS DEALERS.**

4 (a) REQUIREMENTS.—Section 923 of title 18, United
5 States Code, is amended by adding at the end the fol-
6 lowing:

7 “(m)(1) Each licensed dealer shall maintain a person-
8 alized handgun in the sales inventory of the licensed deal-
9 er, prominently display a personalized handgun at the lo-
10 cation specified on the license to deal in firearms issued
11 to the licensed dealer under this chapter, and offer a per-
12 sonalized handgun for sale to members of the public who
13 are not prohibited by law from possessing a handgun.

14 “(2) Paragraph (1) shall not apply to a pawnbroker
15 or a person who deals in only antique firearms.”.

16 (b) DEFINITIONS.—Section 921(a) of such title is
17 amended by adding at the end the following:

18 “(36) PERSONALIZED HANDGUN.—The term ‘per-
19 sonalized handgun’ means a handgun that—

20 “(A) enables only an authorized user of the
21 handgun to fire the handgun; and

22 “(B) was manufactured in such a manner that
23 the firing restriction described in subparagraph
24 (A)—

25 “(i) is incorporated into the design of the
26 handgun; and

1 “(ii) cannot be removed or deactivated by
2 anyone other than such an authorized user.

3 “(37) AUTHORIZED USER.—The term ‘authorized
4 user’, with respect to a handgun, means the lawful owner
5 of the handgun and any individual authorized by the
6 owner to use the handgun who is allowed to own, carry,
7 or use a firearm in the State where the firearm is being
8 used.”.

9 (c) PENALTIES FOR NONCOMPLIANCE.—Section 924
10 of such title is amended by adding at the end the fol-
11 lowing;

12 “(q) PENALTIES RELATING TO AVAILABILITY OF
13 PERSONALIZED FIREARMS.—

14 “(1) IN GENERAL.—

15 “(A) ESCALATING PENALTIES.—In the
16 case of a violation of section 923(m)(1) by a li-
17 censed dealer, the Attorney General shall, after
18 notice and opportunity for hearing, impose such
19 civil penalties as the Attorney General deems
20 appropriate.

21 “(B) REVIEW.—An action of the Secretary
22 under subparagraph (A) may be reviewed only
23 as provided under section 923(f).

24 “(2) ADMINISTRATIVE REMEDIES.—The imposi-
25 tion of a civil penalty under paragraph (1) shall not

1 preclude any administrative remedy that is otherwise
2 available to the Secretary.”.

3 (d) EFFECTIVE DATE.—The amendments made by
4 this section shall take effect on the date the National In-
5 stitute of Justice causes to be published in the Federal
6 Register a certification at least 2 different models of per-
7 sonalized handguns (as defined in section 921(a)(36) of
8 title 18, United States Code) are available commercially
9 in sufficient quantities to enable licensed dealers (as de-
10 fined in paragraph (11) of such section) to comply with
11 the amendments. The National Institute of Justice may
12 not cause such a certification to be so published with re-
13 spect to a model of personalized handgun that does not
14 fire at least as reliably as the average non-personalized
15 handgun.

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