

116TH CONGRESS
1ST SESSION

H. R. 4081

To provide for the licensing of firearm and ammunition possession and the registration of firearms, and to prohibit the possession of certain ammunition.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2019

Ms. JACKSON LEE introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To provide for the licensing of firearm and ammunition possession and the registration of firearms, and to prohibit the possession of certain 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 “Sabika Sheikh Firearm
5 Licensing and Registration Act”.

6 **SEC. 2. LICENSING OF FIREARM AND AMMUNITION POSSES-**
7 **SION; REGISTRATION OF FIREARMS.**

8 (a) FIREARM LICENSING AND REGISTRATION SYS-
9 TEM.—

1 (1) IN GENERAL.—Chapter 44 of title 18,
2 United States Code, is amended by adding at the
3 end the following:

4 **“§ 932. Licensing of firearm and ammunition posses-**
5 **sion; registration of firearms**

6 “(a) IN GENERAL.—The Attorney General, through
7 the Bureau of Alcohol, Tobacco, Firearms and Explosives,
8 shall establish a system for licensing the possession of fire-
9 arms or ammunition in the United States, and for the reg-
10 istration with the Bureau of each firearm present in the
11 United States.

12 “(b) FIREARM REGISTRATION SYSTEM.—

13 “(1) REQUIRED INFORMATION.—Under the
14 firearm registration system, the owner of a firearm
15 shall transmit to the Bureau—

16 “(A) the make, model, and serial number
17 of the firearm, the identity of the owner of the
18 firearm, the date the firearm was acquired by
19 the owner, and where the firearm is or will be
20 stored; and

21 “(B) a notice specifying the identity of any
22 person to whom, and any period of time during
23 which, the firearm will be loaned to the person.

1 “(2) DEADLINE FOR SUPPLYING INFORMA-
2 TION.—The transmission required by paragraph (1)
3 shall be made—

4 “(A) in the case of a firearm acquired be-
5 fore the effective date of this section, within 3
6 months after the effective date of this section;
7 or

8 “(B) in the case of a firearm acquired on
9 or after the effective date, on the date the
10 owner acquires the firearm.

11 “(3) DATABASE.—

12 “(A) IN GENERAL.—The Attorney General
13 shall establish and maintain a database of all
14 firearms registered pursuant to this subsection.

15 “(B) ACCESS.—The Attorney General shall
16 make the contents of the database accessible to
17 all members of the public, all Federal, State,
18 and local law enforcement authorities, all
19 branches of the United States Armed Forces,
20 and all State and local governments, as defined
21 by the Bureau.

22 “(c) LICENSING SYSTEM.—

23 “(1) REQUIREMENTS.—

24 “(A) GENERAL LICENSE.—Except as oth-
25 erwise provided in this subsection, the Attorney

1 General shall issue to an individual a license to
2 possess a firearm and ammunition if the indi-
3 vidual—

4 “(i) has attained 21 years of age;

5 “(ii) after applying for the license—

6 “(I) undergoes a criminal back-
7 ground check conducted by the na-
8 tional instant criminal background
9 check system established under sec-
10 tion 103 of the Brady Handgun Vio-
11 lence Prevention Act, and the check
12 does not indicate that possession of a
13 firearm by the individual would violate
14 subsection (g) or (n) of section 922 or
15 State law;

16 “(II) undergoes a psychological
17 evaluation conducted in accordance
18 with paragraph (2), and the evalua-
19 tion does not indicate that the indi-
20 vidual is psychologically unsuited to
21 possess a firearm; and

22 “(III) successfully completes a
23 training course, certified by the Attor-
24 ney General, in the use, safety, and

1 storage of firearms, that includes at
2 least 24 hours of training; and

3 “(iii) demonstrates that, on issuance
4 of the license, the individual will have in
5 effect an insurance policy issued under
6 subsection (d).

7 “(B) ANTIQUE FIREARM DISPLAY LI-
8 CENSE.—The Attorney General shall issue to
9 an individual a license to display an antique
10 firearm in a residence of the individual if the
11 individual—

12 “(i) is the holder of a license issued
13 under subparagraph (A);

14 “(ii) supplies proof that the individual
15 owns an antique firearm;

16 “(iii) describes the manner in which
17 the firearm will be displayed in accordance
18 with regulations prescribed by the Attorney
19 General, and certifies that the firearm will
20 be so displayed; and

21 “(iv) demonstrates that the individual
22 has provided for storage of the firearm in
23 a safe or facility approved by the Attorney
24 General for the storage of firearms.

1 “(C) MILITARY-STYLE WEAPONS LI-
2 CENSE.—The Attorney General shall issue to
3 an individual a license to own and possess a
4 military-style weapon if the individual—

5 “(i) is the holder of a license issued
6 under subparagraph (A); and

7 “(ii) after applying for a license under
8 this subparagraph, successfully completes a
9 training course, certified by the Attorney
10 General, in the use, safety, and storage of
11 the weapon, that includes at least 24 hours
12 of training and live fire training.

13 “(2) PSYCHOLOGICAL EVALUATION.—A psycho-
14 logical evaluation is conducted in accordance with
15 this paragraph if—

16 “(A) the evaluation is conducted in compli-
17 ance with such standards as shall be established
18 by the Attorney General;

19 “(B) the evaluation is conducted by a li-
20 censed psychologist approved by the Attorney
21 General;

22 “(C) as deemed necessary by the licensed
23 psychologist involved, the evaluation included a
24 psychological evaluation of other members of

1 the household in which the individual resides;
2 and

3 “(D) as part of the psychological evalua-
4 tion, the licensed psychologist interviewed any
5 spouse of the individual, any former spouse of
6 the individual, and at least 2 other persons who
7 are a member of the family of, or an associate
8 of, the individual to further determine the state
9 of the mental, emotional, and relational stability
10 of the individual in relation to firearms.

11 “(3) DENIAL OF LICENSE.—

12 “(A) REQUIRED.—The Attorney General
13 shall deny such a license to an individual if—

14 “(i) the individual is prohibited by
15 Federal law from possessing a firearm; or

16 “(ii) the individual has been hospital-
17 ized—

18 “(I) with a mental illness, dis-
19 turbance, or diagnosis (including de-
20 pression, homicidal ideation, suicidal
21 ideation, attempted suicide, or addic-
22 tion to a controlled substance (within
23 the meaning of the Controlled Sub-
24 stances Act) or alcohol), or a brain

1 disease (including dementia or Alz-
2 heimer's); or

3 “(II) on account of conduct that
4 endangers self or others.

5 “(B) AUTHORIZED.—The Attorney Gen-
6 eral may deny such a license to an individual
7 if—

8 “(i) the psychological evaluation re-
9 ferred to in paragraph (2) indicates that
10 the individual—

11 “(I) has a chronic mental illness
12 or disturbance, or a brain disease, re-
13 ferred to in subparagraph (A)(ii)(I);

14 “(II) is addicted to a controlled
15 substance (within the meaning of the
16 Controlled Substances Act) or alcohol;
17 or

18 “(III) has attempted to commit
19 suicide; or

20 “(ii) prior psychological treatment or
21 evaluation of the individual indicated that
22 the individual engaged in conduct that
23 posed a danger to self or others.

24 “(4) SUSPENSION OF LICENSE.—

1 “(A) IN GENERAL.—A license issued under
2 this subsection to an individual who is under in-
3 dictment for a crime punishable by imprison-
4 ment for a term exceeding 1 year is hereby sus-
5 pended.

6 “(B) AUTHORIZED FOR LACK OF FIREARM
7 INSURANCE.—The Attorney General may sus-
8 pend a license issued under this subsection to
9 an individual who has violated section 922(dd)
10 in the most recent 12-month period.

11 “(5) REVOCATION OF LICENSE.—A license
12 issued under this subsection to an individual who is
13 or becomes prohibited by Federal or State law from
14 possessing a firearm is hereby revoked. Such an in-
15 dividual shall immediately return the license, and
16 surrender all firearms and ammunition owned or
17 possessed by the individual, to the Attorney General.

18 “(6) EXPIRATION OF LICENSE.—A license
19 issued to an individual under this subsection shall
20 expire—

21 “(A) in the case of a license that has been
22 in effect for less than 5 years, 1 year after
23 issuance or renewal, as the case may be; or

1 “(B) in the case of a license that has been
2 in effect for at least 5 years, 3 years after the
3 most recent date the license is renewed.

4 “(7) RENEWAL OF LICENSE.—The Attorney
5 General shall renew a license issued to an individual
6 under this subsection if the individual—

7 “(A) requests the renewal by the end of
8 the 60-day period that begins with the date the
9 license expires;

10 “(B) in the 3-year period ending with the
11 date the renewal is requested—

12 “(i) has met the requirement of para-
13 graph (1)(A)(ii)(II); and

14 “(ii) has successfully completed a
15 training course, certified by the Attorney
16 General, in the use, safety, and storage of
17 firearms, that includes at least 8 hours of
18 training;

19 “(C) meets the requirement of paragraph
20 (1)(A)(iii); and

21 “(D) in the case of a license issued under
22 paragraph (1)(C), in the 2-year period ending
23 with the date the renewal is requested, has suc-
24 cessfully completed a training course, certified
25 by the Attorney General, that includes at least

1 8 hours of training in the use of the weapon
2 subject to the license.

3 “(d) FIREARM INSURANCE.—

4 “(1) IN GENERAL.—The Attorney General shall
5 issue to any person who has applied for a license
6 pursuant to subsection (c) and has paid to the At-
7 torney General the fee specified in paragraph (2) of
8 this subsection a policy that insures the person
9 against liability for losses and damages resulting
10 from the use of any firearm by the person during
11 the 1-year period that begins with the date the pol-
12 icy is issued.

13 “(2) FEE.—The fee specified in this paragraph
14 is \$800.”.

15 (2) MILITARY-STYLE WEAPON DEFINED.—Sec-
16 tion 921(a) of such title is amended by inserting
17 after paragraph (29) the following:

18 “(30) The term ‘military-style weapon’ means—

19 “(A) any of the firearms, or copies or duplicates
20 of the firearms in any caliber, known as—

21 “(i) Norinco, Mitchell, and Poly Tech-
22 nologies Avtomat Kalashnikovs (all models);

23 “(ii) Action Arms Israeli Military Indus-
24 tries UZI and Galil;

25 “(iii) Beretta Ar70 (SC-70);

1 “(iv) Colt AR–15;

2 “(v) Fabrique National FN/FAL, FN/
3 LAR, and FNC;

4 “(vi) SWD M–10, M–11, M–11/9, and M–
5 12;

6 “(vii) Steyr AUG;

7 “(viii) INTRATEC TEC–9, TEC–DC9
8 and TEC–22; and

9 “(ix) revolving cylinder shotguns, such as
10 (or similar to) the Street Sweeper and Striker
11 12;

12 “(B) a semiautomatic rifle that has an ability
13 to accept a detachable magazine and has at least 2
14 of—

15 “(i) a folding or telescoping stock;

16 “(ii) a pistol grip that protrudes conspicu-
17 ously beneath the action of the weapon;

18 “(iii) a bayonet mount;

19 “(iv) a flash suppressor or threaded barrel
20 designed to accommodate a flash suppressor;
21 and

22 “(v) a grenade launcher;

23 “(C) a semiautomatic pistol that has an ability
24 to accept a detachable magazine and has at least 2
25 of—

1 “(i) an ammunition magazine that attaches
2 to the pistol outside of the pistol grip;

3 “(ii) a threaded barrel capable of accepting
4 a barrel extender, flash suppressor, forward
5 handgrip, or silencer;

6 “(iii) a shroud that is attached to, or par-
7 tially or completely encircles, the barrel and
8 that permits the shooter to hold the firearm
9 with the nontrigger hand without being burned;

10 “(iv) a manufactured weight of 50 ounces
11 or more when the pistol is unloaded; and

12 “(v) a semiautomatic version of an auto-
13 matic firearm; and

14 “(D) a semiautomatic shotgun that has at least
15 2 of—

16 “(i) a folding or telescoping stock;

17 “(ii) a pistol grip that protrudes conspicu-
18 ously beneath the action of the weapon;

19 “(iii) a fixed magazine capacity in excess
20 of 5 rounds; and

21 “(iv) an ability to accept a detachable
22 magazine.”.

23 (3) CLERICAL AMENDMENT.—The table of sec-
24 tions for such chapter is amended by adding at the
25 end the following:

“932. Licensing of firearm and ammunition possession; registration of firearms.”.

1 (4) DEADLINE FOR ESTABLISHMENT.—Within
2 1 year after the date of the enactment of this Act,
3 the Attorney General shall prescribe final regula-
4 tions to implement the amendments made by this
5 subsection.

6 (b) PROHIBITIONS; PENALTIES.—

7 (1) PROHIBITIONS.—Section 922 of such title is
8 amended by adding at the end the following:

9 “(aa) It shall be unlawful for a person to possess a
10 firearm or ammunition, unless—

11 “(1) the person is carrying a valid license
12 issued under section 932(c)(1); and

13 “(2)(A) in the case of a firearm owned by the
14 person, the firearm is registered to the person under
15 section 932(b); or

16 “(B) in the case of a firearm owned by another
17 person—

18 “(i) the firearm is so registered to such
19 other person; and

20 “(ii) such other person has notified the At-
21 torney General that the firearm has been loaned
22 to the person, and the possession is during the
23 loan period specified in the notice.

1 “(bb)(1) It shall be unlawful for a person to transfer
2 a firearm or ammunition to a person who is not licensed
3 under section 932(c)(1).

4 “(2) It shall be unlawful for a person to sell or give
5 a firearm or ammunition to another person unless the per-
6 son has notified the Attorney General of the sale or gift.

7 “(3) It shall be unlawful for a person to loan a fire-
8 arm or ammunition to another person unless the person
9 has notified the Attorney General of the loan, including
10 the identity of such other person and the period for which
11 the loan is made.

12 “(4) It shall be unlawful for a person holding a valid
13 license issued under section 932(c)(1) to transfer a fire-
14 arm to an individual who has not attained 18 years of
15 age.

16 “(cc) A person who possesses a firearm or to whom
17 a license is issued under section 932(c)(1) shall have in
18 effect an insurance policy issued under section 932(d).”.

19 (2) PENALTIES.—Section 924(a) of such title is
20 amended by adding at the end the following:

21 “(8) Whoever knowingly violates section 922(aa)
22 shall be fined not less than \$75,000 and not more than
23 \$150,000, imprisoned not less than 15 years and not more
24 than 25 years, or both.

1 “(9)(A) Whoever knowingly violates section
2 922(bb)(1) shall be fined not less than \$50,000 and not
3 more than \$75,000, imprisoned not less than 10 years and
4 not more than 15 years, or both.

5 “(B) Whoever knowingly violates section 922(bb)(2)
6 shall be fined not less than \$30,000 and not more than
7 \$50,000, imprisoned not less than 5 years and not more
8 than 10 years, or both.

9 “(C) Whoever knowingly violates section 922(bb)(3)
10 shall be fined not less than \$5,000 and not more than
11 \$10,000.

12 “(D) Whoever knowingly violates section 922(bb)(4)
13 shall be fined not less than \$75,000 and not more than
14 \$100,000, imprisoned not less than 15 years and not more
15 than 25 years, or both, except that if the transferee of
16 the firearm possess or uses the firearm during or in rela-
17 tion to a crime, an unintentional shooting, or suicide, the
18 transferor shall be fined not less than \$100,000 and not
19 more than \$150,000, imprisoned not less than 25 years
20 and not more than 40 years, or both.

21 “(10) Whoever knowingly violates section 922(cc)
22 shall be fined not less than \$50,000 and not more than
23 \$100,000, imprisoned not less than 10 years and not more
24 than 20 years, or both.”.

25 (3) CONFORMING AMENDMENTS.—

1 (A) ELIMINATION OF PROHIBITION ON ES-
 2 TABLISHMENT OF CENTRALIZED FIREARM REG-
 3 ISTRATION SYSTEM.—Section 926(a) of such
 4 title is amended by striking the 2nd sentence.

5 (B) APPLICABILITY TO GOVERNMENTAL
 6 AND MILITARY FIREARMS AND AMMUNITION.—
 7 Section 925(a) of such title is amended in each
 8 of paragraphs (1) and (2), by inserting “and
 9 except for section 932,” after the 2nd comma.

10 (4) EFFECTIVE DATE.—The amendments made
 11 by this subsection shall take effect on the date final
 12 regulations are prescribed under subsection (a)(4).

13 **SEC. 3. PROHIBITION ON POSSESSION OF CERTAIN AMMU-**
 14 **NITION.**

15 (a) IN GENERAL.—Section 922 of title 18, United
 16 States Code, as amended by section 2 of this Act, is
 17 amended by adding at the end the following:

18 “(dd)(1) It shall be unlawful for any person to pos-
 19 sess ammunition that is 0.50 caliber or greater.

20 “(2)(A) It shall be unlawful for any person to possess
 21 a large capacity ammunition feeding device.

22 “(B) Subparagraph (A) shall not apply to—

23 “(i) the manufacture for, or possession by, the
 24 United States or a department or agency of the
 25 United States or a State or a department, agency,

1 or political subdivision of a State, or the possession
2 by a law enforcement officer employed by such an
3 entity for purposes of law enforcement (whether on
4 or off duty);

5 “(ii) the possession by an employee or con-
6 tractor of a licensee under title I of the Atomic En-
7 ergy Act of 1954 on-site for purposes of establishing
8 and maintaining an on-site physical protection sys-
9 tem and security organization required by Federal
10 law, or off-site for purposes of licensee-authorized
11 training or transportation of nuclear materials;

12 “(iii) the manufacture or possession by a li-
13 censed manufacturer or licensed importer for the
14 purposes of testing or experimentation authorized by
15 the Attorney General; or

16 “(iv) the manufacture for, or possession by, an
17 organization that provides firearm training and that
18 is registered with the Attorney General, or the pos-
19 session by an individual to whom such an organiza-
20 tion is providing firearm training during and at the
21 location of the training.”.

22 (b) LARGE CAPACITY AMMUNITION FEEDING DE-
23 VICE DEFINED.—Section 921(a) of such title, as amended
24 by section 1 of this Act, is amended by inserting after
25 paragraph (30) the following:

1 “(31) The term ‘large capacity ammunition feeding
2 device’ means a magazine, belt, drum, feed strip, or simi-
3 lar device that has a capacity of, or that can be readily
4 restored or converted to accept, more than 10 rounds of
5 ammunition, but does not include an attached tubular de-
6 vice designed to accept, and capable of operating only
7 with, .22 caliber rimfire ammunition.”.

8 (c) PENALTIES.—Section 924(a) of such title, as
9 amended by section 2 of this Act, is amended by adding
10 at the end the following:

11 “(11)(A) Whoever knowingly violates section
12 922(dd)(1) shall be fined not less than \$50,000 and not
13 more than \$100,000, imprisoned not less than 10 years
14 and not more than 20 years, or both.

15 “(B) Whoever knowingly violates section 922(dd)(2)
16 shall be fined not less than \$10,000 and not more than
17 \$25,000, imprisoned not less than 1 year and not more
18 than 5 years, or both.”.

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