

116TH CONGRESS  
2D SESSION

# H. R. 7930

To amend title 18, United States Code, to protect more victims of domestic violence by preventing their abusers from possessing or receiving firearms, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

AUGUST 4, 2020

Mr. HIMES (for himself, Miss RICE of New York, and Ms. NORTON) introduced the following bill; which was referred to the Committee on the Judiciary

---

## A BILL

To amend title 18, United States Code, to protect more victims of domestic violence by preventing their abusers from possessing or receiving firearms, 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 “Lori Jackson Domestic  
5 Violence Survivor Protection Act”.

1 **SEC. 2. DEFINITIONS OF “INTIMATE PARTNER” AND “MIS-**  
2 **DEMEANOR CRIME OF DOMESTIC VIOLENCE”**  
3 **EXPANDED.**

4 Section 921(a) of title 18, United States Code, is  
5 amended—

6 (1) in paragraph (32), by striking all that fol-  
7 lows after “The term ‘intimate partner’” and insert-  
8 ing the following: “—

9 “(A) means, with respect to a person, the  
10 spouse of the person, a former spouse of the person,  
11 an individual who is a parent of a child of the per-  
12 son, and an individual who cohabitates or has  
13 cohabited with the person; and

14 “(B) includes—

15 “(i) a dating partner or former dating  
16 partner (as defined in section 2266); and

17 “(ii) any other person similarly situated to  
18 a spouse who is protected by the domestic or  
19 family violence laws of the State or tribal juris-  
20 diction in which the injury occurred or where  
21 the victim resides.”; and

22 (2) in paragraph (33)(A)—

23 (A) in clause (i), by inserting after “Fed-  
24 eral, State,” the following: “municipal,”; and

1 (B) in clause (ii), by inserting “dating  
2 partner (as defined in section 2266),” after  
3 “spouse,” each place it appears.

4 **SEC. 3. UNLAWFUL SALE OF FIREARM TO A PERSON SUB-**  
5 **JECT TO COURT ORDER.**

6 Section 922(d)(8) of title 18, United States Code, is  
7 amended to read as follows:

8 “(8) is subject to a court order described in  
9 subsection (g)(8); or”.

10 **SEC. 4. LIST OF PERSONS SUBJECT TO A RESTRAINING OR**  
11 **SIMILAR ORDER PROHIBITED FROM POS-**  
12 **SESSING OR RECEIVING A FIREARM EX-**  
13 **PANDED.**

14 Section 922(g)(8) of title 18, United States Code, is  
15 amended to read as follows:

16 “(8) who is subject to a court order—

17 “(A) that was issued—

18 “(i) after a hearing of which such per-  
19 son received actual notice, and at which  
20 such person had an opportunity to partici-  
21 pate; or

22 “(ii) in the case of an ex parte order,  
23 relative to which notice and opportunity to  
24 be heard are provided—

1                   “(I) within the time required by  
2                   State, tribal, or territorial law; and

3                   “(II) in any event within a rea-  
4                   sonable time after the order is issued,  
5                   sufficient to protect the due process  
6                   rights of the person;

7                   “(B) that restrains such person from—

8                   “(i) harassing, stalking, or threat-  
9                   ening an intimate partner of such person  
10                  or child of such intimate partner or person,  
11                  or engaging in other conduct that would  
12                  place an intimate partner in reasonable  
13                  fear of bodily injury to the partner or  
14                  child; or

15                  “(ii) intimidating or dissuading a wit-  
16                  ness from testifying in court; and

17                  “(C) that—

18                  “(i) includes a finding that such per-  
19                  son represents a credible threat to the  
20                  physical safety of such individual described  
21                  in subparagraph (B); or

22                  “(ii) by its terms explicitly prohibits  
23                  the use, attempted use, or threatened use  
24                  of physical force against such individual  
25                  described in subparagraph (B) that would

1 reasonably be expected to cause bodily in-  
2 jury; or”.

○