

103^D CONGRESS
1ST SESSION

H. R. 711

To amend title 18, United States Code, to ensure that handguns are available only to persons with demonstrated knowledge and skill in their safe use, maintenance, and storage.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 1993

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

A BILL

To amend title 18, United States Code, to ensure that handguns are available only to persons with demonstrated knowledge and skill in their safe use, maintenance, and storage.

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. HANDGUNS AVAILABLE ONLY TO PERSONS**
2 **WITH DEMONSTRATED KNOWLEDGE AND**
3 **SKILL IN THEIR SAFE USE, MAINTENANCE,**
4 **AND STORAGE.**

5 (a) IN GENERAL.—Section 923 of title 18, United
6 States Code, is amended by adding at the end the follow-
7 ing:

8 “(l)(1)(A) An individual who is not licensed under
9 this section may not possess a handgun on or after the
10 date final regulations are prescribed pursuant to para-
11 graph (2) unless the individual has been issued a handgun
12 permit under paragraph (2).

13 “(B) Subparagraph (A) of this paragraph shall not
14 apply to an individual who owns a handgun on the date
15 final regulations are prescribed pursuant to paragraph
16 (2), until the earlier of—

17 “(i) the first day the individual does not own
18 the handgun; or

19 “(ii) the end of the ninety-day period that be-
20 gins with the date the final regulations are so pre-
21 scribed.

22 “(2) The Secretary shall prescribe regulations provid-
23 ing for the issuance of a handgun permit to any individual
24 who—

25 “(A) has successfully completed a course of in-
26 struction, in the safe use, maintenance, and storage

1 of handguns, offered by a Federal or State law en-
2 forcement agency or an entity designated by such an
3 agency to offer the instruction;

4 “(B) has attained the age of twenty-one years;

5 “(C) is not otherwise prohibited by Federal law,
6 or by the law of the State or political subdivision
7 thereof in which the individual resides, from possess-
8 ing a handgun; and

9 “(D) has not willfully violated any provision of
10 this chapter or any regulation issued under this
11 chapter.

12 “(3)(A) In the case of an individual’s first violation
13 of paragraph (1), the Secretary shall, after notice and op-
14 portunity for a hearing, impose a civil fine of not more
15 than \$500 upon the individual.

16 “(B) In the case of an individual’s second or subse-
17 quent violation of paragraph (1), the Secretary shall, after
18 notice and opportunity for a hearing—

19 “(i) impose a civil fine of not more than \$2,500
20 upon the individual; and

21 “(ii) seize the handgun.

22 “(4)(A) The Secretary shall provide written notice to
23 any individual of any action to be taken under paragraph
24 (3) with respect to the individual.

1 “(B) If the Secretary takes an action under para-
2 graph (3) with respect to an individual, the Secretary
3 shall, upon request of the individual, promptly hold a hear-
4 ing to review the action.

5 “(C) After reviewing an action taken under para-
6 graph (3) with respect to an individual, the Secretary shall
7 provide written notice to the individual of any decision of
8 the Secretary to affirm, reverse, or modify the action.

9 “(D) Within sixty days after an individual receives
10 notice provided under subparagraph (C) of a decision of
11 the Secretary to affirm or modify an action taken with
12 respect to the individual, the individual may file a petition
13 in the United States district court for the district in which
14 the individual resides for review of the action.

15 “(5) As used in this subsection, the term ‘handgun’
16 means any firearm designed to be fired by the use of a
17 single hand, and any combination of parts from which
18 such a firearm can be assembled.”.

19 (b) DEADLINE FOR ISSUANCE OF FINAL REGULA-
20 TIONS.—Not later than one hundred and eighty days after
21 the date of the enactment of this section, the Secretary
22 of the Treasury shall prescribe final regulations to carry
23 out section 923(l) of title 18, United States Code.

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