

107TH CONGRESS
1ST SESSION

S. 649

To modify provisions relating to the Gun-Free Schools Act of 1994.

IN THE SENATE OF THE UNITED STATES

MARCH 29, 2001

Mrs. FEINSTEIN (for herself and Mr. DORGAN) introduced the following bill;
which was read twice and referred to the Committee on Health, Edu-
cation, Labor, and Pensions

A BILL

To modify provisions relating to the Gun-Free Schools Act
of 1994.

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. AMENDMENTS TO THE GUN-FREE SCHOOLS**

4 **ACT OF 1994.**

5 (a) **REQUIREMENTS.**—Section 14601 of the Elemen-
6 tary and Secondary Education Act of 1965 (20 U.S.C.
7 8921) is amended—

8 (1) in subsection (b)(1)—

9 (A) by inserting “, or to have possessed a
10 weapon at a school,” after “to a school”; and

1 (B) by inserting before the period the fol-
2 lowing: “if such modification is in writing”;

3 (2) in subsection (d)—

4 (A) in paragraph (1), by striking “and” at
5 the end;

6 (B) in paragraph (2)—

7 (i) in subparagraph (B), by striking
8 “and” at the end;

9 (ii) in subparagraph (C), by striking
10 the period and inserting a semicolon; and

11 (iii) by adding at the end the fol-
12 lowing:

13 “(D) the level of education of the students
14 expelled from such school; and

15 “(E) a description of each modification of
16 expulsion permitted under subsection (b)(1)
17 with respect to such school; and”;

18 (C) by adding at the end the following:

19 “(3) a description of all incidents involving
20 weapons at local educational agency schools.”;

21 (3) in subsection (e), by striking “(c)” and in-
22 serting “(d)”;

23 (4) by adding at the end the following:

1 “(g) DEFINITION.—In this section, the term ‘school’
 2 means any setting that is under the control and super-
 3 vision of the local education agency.

4 “(h) EXCEPTION.—Nothing in this section shall
 5 apply to a weapon that is lawfully stored inside a locked
 6 vehicle on school property.”.

7 (b) REFERRAL POLICY.—Section 14602 of the Ele-
 8 mentary and Secondary Education Act of 1965 (20 U.S.C.
 9 8922) is amended—

10 (1) in subsection (a), by striking “brings a
 11 weapon or a firearm to a school” and inserting
 12 “brings a weapon to a school, or is found to have
 13 possessed a weapon at a school,”; and

14 (2) by striking subsection (b) and inserting the
 15 following:

16 “(b) DEFINITIONS.—For the purpose of this section:

17 “(1) SCHOOL.—The term ‘school’ has the
 18 meaning given to such term by section 921(a) of
 19 title 18, United States Code.

20 “(2) WEAPON.—The term ‘weapon’ has the
 21 meaning given such term in section 14601(b)(4).”.

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