

103^D CONGRESS
1ST SESSION

H. R. 3301

To amend title 18, United States Code, to prevent persons who have committed domestic abuse from obtaining a firearm.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 19, 1993

Mr. TORRICELLI (for himself, Mrs. SCHROEDER, Mrs. LOWEY, Ms. DELAURO, and Mr. MORAN) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to prevent persons who have committed domestic abuse from obtaining a firearm.

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 “Domestic Violence
5 Firearm Prevention Act”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds that—

1 (1) domestic violence is the leading cause of in-
2 jury to women in the United States between the
3 ages of 15 and 44;

4 (2) firearms are used by the abuser in 7 per-
5 cent of domestic violence incidents; and

6 (3) individuals with a history of domestic abuse
7 should not have easy access to firearms.

8 **SEC. 3. PROHIBITION AGAINST DISPOSAL OF FIREARMS TO,**
9 **OR RECEIPT OF FIREARMS BY, PERSONS WHO**
10 **HAVE COMMITTED DOMESTIC ABUSE.**

11 (a) PROHIBITION AGAINST DISPOSAL OF FIRE-
12 ARMS.—Section 922(d) of title 18, United States Code,
13 is amended—

14 (1) by striking “or” at the end of paragraph
15 (6);

16 (2) by striking the period at the end of para-
17 graph (7) and inserting “; or”; and

18 (3) by inserting after paragraph (7) the follow-
19 ing:

20 “(8)(A) has been convicted in any court of the
21 United States of an offense that—

22 “(i) has as an element the use, attempted
23 use, or threatened use of physical force against
24 a spouse, former spouse, domestic partner,
25 child, or former child of the person; or

1 “(ii) by its nature, involves a substantial
2 risk that physical force against a spouse,
3 former spouse, domestic partner, child, or
4 former child of the person may be used in the
5 course of committing the offense; or

6 “(B) is required, pursuant to an order issued
7 by a court of the United States in a case involving
8 the use, attempted use, or threatened use of physical
9 force against a person described in subparagraph
10 (A), to maintain a minimum distance from the per-
11 son so described.”.

12 (b) PROHIBITION AGAINST RECEIPT OF FIRE-
13 ARMS.—Section 922(g) of title 18, United States Code,
14 is amended—

15 (1) by striking “or” at the end of paragraph

16 (6);

17 (2) by inserting “or” at the end of paragraph

18 (7); and

19 (3) by inserting after paragraph (7) the follow-
20 ing:

21 “(8)(A) has been convicted in any court of the
22 United States of an offense that—

23 “(i) has as an element the use, attempted
24 use, or threatened use of physical force against

1 a spouse, former spouse, domestic partner,
2 child, or former child of the person; or

3 “(ii) by its nature, involves a substantial
4 risk that physical force against a spouse,
5 former spouse, domestic partner, child, or
6 former child of the person may be used in the
7 course of committing the offense; or

8 “(B) is required, pursuant to an order issued
9 by a court of the United States in a case involving
10 the use, attempted use, or threatened use of physical
11 force against a person described in subparagraph
12 (A), to maintain a minimum distance from the per-
13 son so described;”.

○