

103^D CONGRESS
1ST SESSION

S. 1570

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

IN THE SENATE OF THE UNITED STATES

OCTOBER 20 (legislative day, OCTOBER 13), 1993

Mr. WELLSTONE introduced the following bill; which was read twice and 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—

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

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

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

5 **SEC. 3. PROHIBITION AGAINST DISPOSAL OF FIREARMS TO,**
6 **OR RECEIPT OF FIREARMS BY, PERSONS WHO**
7 **HAVE COMMITTED DOMESTIC ABUSE.**

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

11 (1) by striking “or” at the end of paragraph
12 (6);

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

15 (3) by inserting after paragraph (7) the follow-
16 ing:

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

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

23 “(ii) by its nature, involves a substantial
24 risk that physical force against a spouse,
25 former spouse, domestic partner, child, or

1 former child of the person may be used in the
2 course of committing the offense; or

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

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

12 (1) by striking “or” at the end of paragraph
13 (6);

14 (2) by inserting “or” at the end of paragraph
15 (7); and

16 (3) by inserting after paragraph (7) the follow-
17 ing:

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

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

24 “(ii) by its nature, involves a substantial
25 risk that physical force against a spouse,

1 former spouse, domestic partner, child, or
2 former child of the person may be used in the
3 course of committing the offense; or

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

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