

110TH CONGRESS
1ST SESSION

H. R. 2726

To amend title 18, United States Code, to improve the provisions relating to the carrying of concealed weapons by law enforcement officers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 14, 2007

Mr. FORBES (for himself, Mr. GOHMERT, Mr. SMITH of Texas, Mr. CHABOT, Mr. BUCHANAN, and Mr. BOOZMAN) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to improve the provisions relating to the carrying of concealed weapons by law enforcement officers, 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 “Law Enforcement Offi-
5 cers Safety Act of 2007”.

6 **SEC. 2. AMENDMENTS TO LAW ENFORCEMENT OFFICER**

7 **SAFETY PROVISIONS OF TITLE 18.**

8 (a) IN GENERAL.—Section 926B of title 18, United
9 States Code, is amended—

1 (1) in subsection (c)—

2 (A) in paragraph (1), by inserting “(or ap-
3 prehension)” after “arrest”; and

4 (B) in paragraph (3), by inserting “which
5 could result in suspension or loss of police pow-
6 ers” before the semicolon;

7 (2) by striking subsection (e) and inserting the
8 following:

9 “(e) As used in this section, the term ‘firearm’ has
10 the same meaning as defined in section 921 of this title
11 and is deemed to include ammunition and accessories the
12 possession of which is not expressly prohibited by Federal
13 law, or which are not subject to the provisions of the Na-
14 tional Firearms Act, but does not include—

15 “(1) any machinegun (as defined in section
16 5845 of the National Firearms Act);

17 “(2) any firearm silencer (as defined in section
18 921 of this title); or

19 “(3) any destructive device (as defined in sec-
20 tion 921 of this title).”; and

21 (3) by adding at the end the following:

22 “(f) For purposes of this section, a law enforcement
23 officer of the Amtrak Police Department or a law enforce-
24 ment or police officer of the executive branch of the Fed-
25 eral Government qualifies as an employee of a govern-

1 mental agency who is authorized by law to engage in or
2 supervise the prevention, detection, investigation, or pros-
3 ecution of, or the incarceration of any person for, any vio-
4 lation of law, and has statutory powers of arrest (or appre-
5 hension).”.

6 (b) RETIRED LAW ENFORCEMENT OFFICERS.—Sec-
7 tion 926C of title 18, United States Code, is amended—

8 (1) in subsection (c)—

9 (A) in paragraph (1), by striking “retired
10 in good standing from service with a public
11 agency” and inserting “departed in good stand-
12 ing from service with a public agency after com-
13 pleting an aggregate of at least 15 years of
14 service with the agency”;

15 (B) in paragraph (2)—

16 (i) by striking “retirement” and in-
17 serting “departure” ; and

18 (ii) by inserting “(or apprehension)”
19 after “arrest”;

20 (C) by striking paragraphs (4) and (5) and
21 inserting the following:

22 “(4) during the most recent 12-month period,
23 has met, at the expense of the individual, the stand-
24 ards for qualification in firearms training for active
25 law enforcement officers as set by the officer’s

1 former agency, the State in which the officer resides
2 or a law enforcement agency within the State in
3 which the officer resides;” and

4 (D) by redesignating paragraphs (6) and
5 (7) as paragraphs (5) and (6), respectively;
6 (2) in subsection (d)—

7 (A) in paragraph (1), by striking “to meet
8 the standards established by the agency for
9 training and qualification for active law enforce-
10 ment officers to carry a firearm of the same
11 type as the concealed firearm; or” and inserting
12 “to meet the active duty standards for quali-
13 fication in firearms training as established by
14 the agency to carry a firearm of the same type
15 as the concealed firearm or”; and

16 (B) in paragraph (2)(B), by striking “oth-
17 erwise found by the State to meet the standards
18 established by the State for training and quali-
19 fication for active law enforcement officers to
20 carry a firearm of the same type as the con-
21 cealed firearm.” and inserting “otherwise found
22 by the State or a certified firearms instructor
23 that is qualified to conduct a firearms qualifica-
24 tion test for active duty officers within that
25 State to have met—

1 “(i) the active duty standards for qualification
2 in firearms training as established by the State to
3 carry a firearm of the same type as the concealed
4 firearm; or

5 “(ii) if the State has not established such
6 standards, standards set by any law enforcement
7 agency within that State to carry a firearm of the
8 same type as the concealed firearm.”;

9 (3) by striking subsection (e) and inserting the
10 following:

11 “(e) As used in this section, the term ‘firearm’ has
12 the same meaning as defined in section 921 of this title
13 and is deemed to include ammunition and accessories the
14 possession of which is not expressly prohibited by Federal
15 law, or which are not subject to the provisions of the Na-
16 tional Firearms Act, but does not include—

17 “(1) any machinegun (as defined in section
18 5845 of the National Firearms Act);

19 “(2) any firearm silencer (as defined in section
20 921 of this title); or

21 “(3) any destructive device (as defined in sec-
22 tion 921 of this title).”; and

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

24 “(f) In this section, the term ‘service with a public
25 agency as a law enforcement officer’ includes service as

1 a law enforcement officer of the Amtrak Police Depart-
2 ment or as a law enforcement or police officer of the exec-
3 utive branch of the Federal Government.”.

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