

114TH CONGRESS  
2D SESSION

# H. R. 5135

To amend the Arms Export Control Act to provide that no regulation issued under section 38(a)(1) of that Act, and no policy or practice in implementing such a regulation, may prohibit the otherwise lawful export for sale or transfer of any firearm silencer, or any component, part, accessory or attachment for any firearm silencer, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 2016

Mr. STEWART (for himself, Mr. HUELSKAMP, Mr. ABRAHAM, Mr. BABIN, Mr. BISHOP of Utah, Mr. CHAFFETZ, Mr. GOSAR, Mr. SALMON, Mr. WESTERMAN, Mr. COOK, Mr. DESJARLAIS, Mr. KING of Iowa, Mr. CARTER of Texas, Mr. ZINKE, Mr. COLLINS of New York, Mr. CRAMER, Mr. BUCK, and Mrs. ELLMERS of North Carolina) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To amend the Arms Export Control Act to provide that no regulation issued under section 38(a)(1) of that Act, and no policy or practice in implementing such a regulation, may prohibit the otherwise lawful export for sale or transfer of any firearm silencer, or any component, part, accessory or attachment for any firearm silencer, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Suppressor Export  
3 Act”.

4 **SEC. 2. AMENDMENTS TO ARMS EXPORT CONTROL ACT.**

5 (a) IN GENERAL.—Section 38(b) of the Arms Export  
6 Control Act (22 U.S.C. 2778(b)) is amended—

7 (1) by redesignating paragraph (3) as para-  
8 graph (4); and

9 (2) by inserting after paragraph (2) the fol-  
10 lowing:

11 “(3) No regulation issued under subsection  
12 (a)(1), and no policy or practice in implementing  
13 such a regulation, may prohibit the otherwise lawful  
14 export for sale or transfer of any firearm silencer (as  
15 defined in section 921 of title 18, United States  
16 Code), or any component, part, accessory or attach-  
17 ment for any firearm silencer, if—

18 “(A) the item may be lawfully manufac-  
19 tured in the United States;

20 “(B) the country to which the item is  
21 sought to be exported has a lawful market for  
22 such item, whether for public or private use;  
23 and

24 “(C) the country to which the item is  
25 sought to be exported is not listed as a country  
26 prohibited from receiving arms exports by stat-

1           ute or by part 126 of title 22, Code of Federal  
2           Regulations.”.

3           (b) **EFFECTIVE DATE.**—The amendments made by  
4 subsection (a) take effect on the date of the enactment  
5 of this Act and apply with respect to the lawful export  
6 for sale or transfer of any firearm silencer, or any compo-  
7 nent, part, accessory or attachment for any firearm si-  
8 lencer, on or after such date of enactment.

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