

117TH CONGRESS
1ST SESSION

H. R. 1752

To provide for a 3-day waiting period before a person may receive a handgun,
with exceptions.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2021

Mr. KRISHNAMOORTHY (for himself, Mr. BLUMENAUER, Ms. BLUNT ROCHESTER, Mr. BROWN, Mr. CARBAJAL, Mr. CARSON, Mr. CASE, Mr. CASTEN, Ms. CASTOR of Florida, Mr. CICILLINE, Ms. CLARKE of New York, Mr. COHEN, Mr. DANNY K. DAVIS of Illinois, Ms. DEAN, Ms. DEGETTE, Ms. DELAURO, Mrs. DEMINGS, Mr. DESAULNIER, Mr. DEUTCH, Mr. DOGGETT, Ms. ESCOBAR, Ms. ESHOO, Mr. ESPAILLAT, Mr. EVANS, Mr. FOSTER, Mr. GARAMENDI, Mr. GREEN of Texas, Mr. GRIJALVA, Ms. HAALAND, Mr. HASTINGS, Mrs. HAYES, Mr. HIMES, Ms. JACKSON LEE, Ms. JOHNSON of Texas, Mr. JOHNSON of Georgia, Mr. KEATING, Mr. KHANNA, Mr. LAWSON of Florida, Ms. LEE of California, Mr. LIEU, Mr. LOWENTHAL, Ms. MCCOLLUM, Mr. MCGOVERN, Mr. MCNERNEY, Ms. MENG, Ms. MOORE of Wisconsin, Mr. MORELLE, Mr. MOULTON, Ms. NORTON, Ms. OCASIO-CORTEZ, Ms. OMAR, Mr. PALLONE, Mr. PASCARELL, Mr. PAYNE, Mr. PERLMUTTER, Mr. PRICE of North Carolina, Mr. QUIGLEY, Mr. RASKIN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. SABLAN, Ms. SCHAKOWSKY, Mr. SHERMAN, Mr. SIRES, Mr. SOTO, Ms. SPEIER, Mr. SUOZZI, Mr. TAKANO, Mr. THOMPSON of Mississippi, Ms. TLAIB, Mr. TONKO, Mr. VARGAS, Ms. WASSERMAN SCHULTZ, and Ms. WILSON of Florida) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide for a 3-day waiting period before a person may
receive a handgun, with exceptions.

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 “Choosing Our Own
5 Lives Over Fast Firearms Act” or the “COOL OFF Act”.

6 **SEC. 2. 3-DAY WAITING PERIOD REQUIRED BEFORE RE-**
7 **CEIPT OF A HANDGUN, WITH EXCEPTIONS.**

8 (a) TRANSFERS BETWEEN PERSONS WHO ARE NOT
9 FIREARMS LICENSEES.—Section 922 of title 18, United
10 States Code, is amended by adding at the end the fol-
11 lowing:

12 “(aa)(1) Except as provided in paragraph (2), it shall
13 be unlawful for a person not licensed under this chapter,
14 in or affecting interstate or foreign commerce, to receive
15 a handgun from another person not licensed under this
16 chapter unless at least 3 business days (meaning a day
17 on which State offices are open) have elapsed since the
18 recipient most recently offered to take possession of the
19 handgun.

20 “(2) Paragraph (1) shall not apply with respect to
21 a handgun transfer that meets the conditions of subsection
22 (t)(7).”.

23 (b) TRANSFERS BY FIREARMS LICENSEES TO NON-
24 LICENSEES.—Section 922(t) of such title is amended—

25 (1) in paragraph (1)—

1 (A) by striking “and” at the end of sub-
2 paragraph (B)(ii);

3 (B) by striking the period and inserting “;
4 and” at the end of subparagraph (C); and

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

6 “(D) in the case of a handgun transfer that
7 does not meet the conditions of paragraph (7), 3
8 business days (meaning a day on which State offices
9 are open) have elapsed since the licensee contacted
10 the system.”; and

11 (2) by adding at the end the following:

12 “(7) A handgun transfer meets the conditions of this
13 paragraph if—

14 “(A) the transferee is a law enforcement agency
15 or any law enforcement officer, armed private secu-
16 rity professional, or member of the armed forces, to
17 the extent the officer, professional, or member is
18 acting within the course and scope of employment
19 and official duties;

20 “(B) the transfer is a loan between spouses, be-
21 tween domestic partners, between parents and their
22 children, between siblings, between aunts or uncles
23 and their nieces or nephews, or between grand-
24 parents and their grandchildren, for a lawful pur-
25 pose;

1 “(C) the transfer is temporary and necessary to
2 prevent imminent death or great bodily harm, if the
3 possession by the transferee lasts only as long as im-
4 mediately necessary to prevent the imminent death
5 or great bodily harm; or

6 “(D) the transfer is temporary and the trans-
7 feror has no reason to believe that the transferee will
8 use or intends to use the firearm in a crime or is
9 prohibited from possessing firearms under State or
10 Federal law, and the transfer takes place and the
11 transferee’s possession of the firearm is exclu-
12 sively—

13 “(i) at a shooting range or in a shooting
14 gallery or other area designated for the purpose
15 of target shooting;

16 “(ii) while reasonably necessary for the
17 purposes of hunting, trapping, or fishing, if the
18 transferor—

19 “(I) has no reason to believe that the
20 transferee intends to use the firearm in a
21 place where it is illegal; and

22 “(II) has reason to believe that the
23 transferee will comply with all licensing
24 and permit requirements for such hunting,
25 trapping, or fishing; or

1 “(iii) while in the presence of the trans-
2 feror.”.

3 (c) PENALTIES.—Section 924(a)(1)(B) of such title
4 is amended by striking “or (q)” and inserting “(q), or
5 (aa)”.

6 (d) EFFECTIVE DATE.—The amendments made by
7 this section shall apply to conduct engaged in after the
8 90-day period that begins with the date of the enactment
9 of this Act.

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