

117TH CONGRESS
1ST SESSION

S. 1610

To amend title 18, United States Code, to improve the Law Enforcement Officers Safety Act of 2004 and provisions relating to the carrying of concealed weapons by law enforcement officers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 13, 2021

Mr. KENNEDY (for himself, Mr. TILLIS, and Mrs. BLACKBURN) 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 improve the Law Enforcement Officers Safety Act of 2004 and 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 “LEOSA Reform Act”.

1 **SEC. 2. CONFORMING THE LAW ENFORCEMENT OFFICERS**
 2 **SAFETY ACT OF 2004 AND THE GUN-FREE**
 3 **SCHOOL ZONES ACT OF 1990.**

4 Section 922(q)(2)(B) of title 18, United States Code,
 5 is amended—

6 (1) by striking “or” at the end of clause (vi);

7 (2) by striking the period at the end of clause
 8 (vii) and inserting “; or”; and

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

10 “(viii) by an individual authorized by section
 11 926B or 926C to carry a concealed firearm.”.

12 **SEC. 3. MAKING IMPROVEMENTS TO THE LAW ENFORCE-**
 13 **MENT OFFICERS SAFETY ACT OF 2004.**

14 (a) Each of sections 926B(a) and 926C(a) of title
 15 18, United States Code, is amended by inserting “or any
 16 other provision of Federal law, or any regulation pre-
 17 scribed by the Secretary of the Interior pertaining to a
 18 unit of the National Park System” after “thereof”.

19 (b) Each of sections 926B(b) and 926C(b) of such
 20 title are amended—

21 (1) in paragraph (1), by inserting “, except to
 22 the extent that the laws apply on property used by
 23 a common or contract carrier to transport people or
 24 property by land, rail, or water or on property open
 25 to the public (whether or not a fee is charged to
 26 enter the property)” before the semicolon; and

1 (2) in paragraph (2), by inserting “, except to
2 the extent that the laws apply on property used by
3 a common or contract carrier to transport people or
4 property by land, rail, or water or on property open
5 to the public (whether or not a fee is charged to
6 enter the property)” before the period.

7 (c) Each of sections 926B(e)(2) and 926C(e)(1)(B)
8 of such title is amended by inserting “any magazine and”
9 after “includes”.

10 (d) Section 926C(c)(4) of such title is amended to
11 read as follows:

12 “(4) has met the standards for qualification in
13 firearms training during the most recent period of
14 12 months (or, at the option of the State in which
15 the individual resides, a greater number of months,
16 not exceeding 36 months), and for purposes of this
17 paragraph, the term ‘standards for qualification in
18 firearms training’ means—

19 “(A) the standards for active duty law en-
20 forcement officers as established by the former
21 agency of the individual;

22 “(B) the standards for active duty law en-
23 forcement officers as established by the State in
24 which the individual resides;

1 “(C) the standards for active duty law en-
 2 forcement officers employed by any law enforce-
 3 ment agency in the State in which the indi-
 4 vidual resides; or

5 “(D) any standard for active duty law en-
 6 forcement officers for firearms qualification
 7 conducted by any certified firearms instructor
 8 within the State in which the individual re-
 9 sides;”.

10 (e) Section 926C(d) of such title is amended—

11 (1) in paragraph (1), by striking “not less re-
 12 cently than one year before the date the individual
 13 is carrying the concealed firearm, been tested or oth-
 14 erwise found by the agency to meet the active duty
 15 standards for qualification in firearms training as
 16 established by the agency to carry” and inserting
 17 “met the standards for qualification in firearms
 18 training required by subsection (c)(4) for”; and

19 (2) in paragraph (2), by striking subparagraph
 20 (B) and inserting the following:

21 “(B) a certification issued by the former agency
 22 of the individual, the State in which the individual
 23 resides, any law enforcement agency within the State
 24 in which the individual resides, or any certified fire-
 25 arms instructor within the State in which the indi-

1 vidual resides that indicates that the individual has
 2 met the standards for qualification in firearms train-
 3 ing required by subsection (c)(4).”.

4 **SEC. 4. PERMITTING QUALIFIED CURRENT AND RETIRED**
 5 **LAW ENFORCEMENT OFFICERS TO CARRY**
 6 **FIREARMS IN CERTAIN FEDERAL FACILITIES.**

7 Section 930 of title 18, United States Code, is
 8 amended—

9 (1) in subsection (d)—

10 (A) in paragraph (2), by striking “or” at
 11 the end;

12 (B) in paragraph (3), by striking the pe-
 13 riod at the end and inserting “or”; and

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

15 “(4) the possession of a firearm or ammunition
 16 in a Facility Security Level I or II civilian public ac-
 17 cess facility by a qualified law enforcement officer
 18 (as defined in section 926B(c)) or a qualified retired
 19 law enforcement officer (as defined in section
 20 926C(c)).”; and

21 (2) in subsection (g), by adding at the end the
 22 following:

23 “(4) The term ‘Facility Security Level’ means
 24 a security risk assessment level assigned to a Fed-
 25 eral facility by the security agency of the facility in

1 accordance with the biannually issued Interagency
2 Security Committee Standard.

3 “(5) The term ‘civilian public access facility’
4 means a facility open to the general public.”.

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