

Union Calendar No. 289

119TH CONGRESS
1ST SESSION

H. R. 38

[Report No. 119-337]

To amend title 18, United States Code, to provide a means by which non-residents of a State whose residents may carry concealed firearms may also do so in the State.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2025

Mr. HUDSON (for himself, Mr. MURPHY, Mr. HERN of Oklahoma, Mr. JACKSON of Texas, Mr. CLYDE, Mrs. CAMMACK, Mr. CRENSHAW, Mr. HARRIGAN, Mr. PFLUGER, Mr. ELLZEY, Ms. TENNEY, Mr. BEAN of Florida, Mr. LAMALFA, Mr. MEUSER, Mr. FINSTAD, Mr. SELF, Mr. HIGGINS of Louisiana, Mr. SIMPSON, Mr. BABIN, Mr. ROSE, Mrs. WAGNER, Mr. BACON, Mr. JOHNSON of South Dakota, Mr. ROUZER, Mrs. HARSHBARGER, Mr. MOORE of Alabama, Mr. TIMMONS, Mr. BRECHEEN, Mrs. BICE, Mr. CARTER of Georgia, Ms. FOXX, Mr. YAKYM, Mr. WOMACK, Mr. GROTHMAN, Mr. LANGWORTHY, Mr. GUEST, Mr. EZELL, Mr. MOOLENAAR, Ms. MACE, Mr. JOYCE of Pennsylvania, Mr. STAUBER, Mr. RESCHENTHALER, Mr. FEENSTRA, Mr. LATTI, Mrs. FISCHBACH, Mr. ADERHOLT, Mr. THOMPSON of Pennsylvania, Mr. PERRY, Mr. OGLES, Mr. GRAVES, Mr. CRANE, Mr. WILLIAMS of Texas, Mr. RUTHERFORD, Mr. FLEISCHMANN, Ms. HAGEMAN, Mr. CRANK, Mr. MORAN, Mrs. HINSON, Mr. TONY GONZALES of Texas, Ms. VAN DUYNE, Mr. ZINKE, Mr. BOST, Mr. PALMER, Mr. FRY, Mr. ESTES, Mr. DUNN of Florida, Mr. GUTHRIE, Mr. AUSTIN SCOTT of Georgia, Ms. LETLOW, Mr. ISSA, Mr. CLINE, Mr. COLE, Mrs. MILLER of Illinois, Mr. MOORE of Utah, Mr. WEBER of Texas, Mr. NEHLS, Mr. GOLDMAN of Texas, Mr. FULCHER, Mr. BIGGS of Arizona, Mrs. HOUCHIN, Mr. SCOTT FRANKLIN of Florida, Mr. BUCHANAN, Mr. ALLEN, Mr. KUSTOFF, Mr. BEGICH, Mr. DAVIDSON, Mr. GILL of Texas, Mr. BRESNAHAN, Mr. WILSON of South Carolina, Mr. ALFORD, Mr. ARRINGTON, Mrs. BIGGS of South Carolina, Mr. BERGMAN, Mr. GOODEN, Mr. LAHOOD, Mrs. LUNA, Mr. COLLINS, Mr. NORMAN, Mr. CISCOMANI, Mr. OWENS, Mr. BALDERSON, Mr. COMER, Mr. STRONG, Mr. SMITH of Missouri, Mr. LUTTRELL, Mr. SCHMIDT, Mr. FITZGERALD, Mr. HUNT, Mr. WITTMAN, Mrs. MILLER of West Virginia,

Mr. SHREVE, Mr. MANN, Mr. MCCLINTOCK, Mr. AMODEI of Nevada, Mr. GREEN of Tennessee, Mr. VAN DREW, Mr. HUIZENGA, Mr. HARIDOPOLOS, Mr. MOORE of North Carolina, and Mr. CARTER of Texas) introduced the following bill; which was referred to the Committee on the Judiciary

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Additional sponsors: Mr. LUCAS, Mr. OBERNOLTE, Mr. McDOWELL, Mr. TAYLOR, Mr. HILL of Arkansas, Mr. ROGERS of Kentucky, Ms. DE LA CRUZ, Mr. SMITH of Nebraska, Mr. HARRIS of Maryland, Mr. GOLDEN of Maine, Mr. BILIRAKIS, Mr. EVANS of Colorado, Mr. TIFFANY, Ms. LEE of Florida, Mr. BURCHETT, Mr. FALLON, Mr. SESSIONS, Mr. LOUDERMILK, Mr. WEBSTER of Florida, Mr. MESSMER, Mr. MOORE of West Virginia, Mr. BURLISON, Mr. KNOTT, Mr. ONDER, Mr. WESTERMAN, Mr. BENTZ, Mr. WALBERG, Mr. RULLI, Mr. DOWNING, Mr. HARRIS of North Carolina, Mr. CLOUD, Mr. EDWARDS, Mr. VAN ORDEN, Mr. DESJARLAIS, Mr. STEUBE, Mr. GOSAR, Mr. ROGERS of Alabama, Mr. MILLER of Ohio, Mr. STUTZMAN, Mr. FLOOD, Mr. MCGUIRE, Mr. FONG, Mr. STEIL, Mrs. MILLER-MEEKS, Mr. HAMADEH of Arizona, Mrs. KIGGANS of Virginia, Mr. CALVERT, Mr. NEWHOUSE, Mr. BAUMGARTNER, Mr. VALADAO, Mr. BARR, Mr. BAIRD, Mr. SMUCKER, Mr. KENNEDY of Utah, Mr. MILLS, Mr. WIED, Mr. HURD of Colorado, Mr. BARRETT, Mr. KELLY of Mississippi, Ms. STEFANIK, Ms. GREENE of Georgia, Mr. JACK, Mr. DONALDS, Ms. FEDORCHAK, Mr. FINE, Mr. MCCORMICK, Mr. CAREY, Mr. KELLY of Pennsylvania, Mr. JAMES, and Mr. PATRONIS

OCTOBER 3, 2025

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on January 3, 2025]

A BILL

To amend title 18, United States Code, to provide a means by which nonresidents of a State whose residents may carry concealed firearms may also do so in the State.

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 “Constitutional Concealed*
5 *Carry Reciprocity Act of 2025”.*

6 **SEC. 2. RECIPROCITY FOR THE CARRYING OF CERTAIN**
7 **CONCEALED FIREARMS.**

8 (a) *IN GENERAL.*—Chapter 44 of title 18, United
9 States Code, is amended by inserting after section 926C the
10 *following:*

11 **“§926D. Reciprocity for the carrying of certain con-**
12 **cealed firearms**

13 “(a) Notwithstanding any provision of the law of any
14 State or political subdivision thereof (except as provided in
15 subsection (b)) and subject only to the requirements of this
16 section, a person who is not prohibited by Federal law from
17 possessing, transporting, shipping, or receiving a firearm,
18 who is carrying a valid identification document containing
19 a photograph of the person, and who is carrying a valid
20 license or permit which is issued pursuant to the law of
21 a State and which permits the person to carry a concealed
22 firearm or is entitled to carry a concealed firearm in the
23 State in which the person resides, may possess or carry a
24 concealed handgun (other than a machine gun or destruc-

1 *tive device) that has been shipped or transported in inter-*
 2 *state or foreign commerce, in any State that—*

3 *“(1) has a statute under which residents of the*
 4 *State may apply for a license or permit to carry a*
 5 *concealed firearm; or*

6 *“(2) does not prohibit the carrying of concealed*
 7 *firearms by residents of the State for lawful purposes.*

8 *“(b) This section shall not be construed to supersede*
 9 *or limit the laws of any State that—*

10 *“(1) permit private persons or entities to pro-*
 11 *hibit or restrict the possession of concealed firearms*
 12 *on their property; or*

13 *“(2) prohibit or restrict the possession of fire-*
 14 *arms on any State or local government property, in-*
 15 *stallation, building, or base.*

16 *“(c)(1) A person who carries or possesses a concealed*
 17 *handgun in accordance with subsections (a) and (b) may*
 18 *not be arrested or otherwise detained for violation of any*
 19 *law or any rule or regulation of a State or any political*
 20 *subdivision thereof related to the possession, transportation,*
 21 *or carrying of firearms unless there is probable cause to*
 22 *believe that the person is doing so in a manner not provided*
 23 *for by this section. Presentation of facially valid documents*
 24 *as specified in subsection (a) is prima facie evidence that*

1 *the individual has a license or permit as required by this*
2 *section.*

3 “(2) *When a person asserts this section as a defense*
4 *in a criminal proceeding, the prosecution shall bear the bur-*
5 *den of proving, beyond a reasonable doubt, that the conduct*
6 *of the person did not satisfy the conditions set forth in sub-*
7 *sections (a) and (b).*

8 “(3) *When a person successfully asserts this section as*
9 *a defense in a criminal proceeding, the court shall award*
10 *the prevailing defendant a reasonable attorney’s fee.*

11 “(d)(1) *A person who is deprived of any right, privi-*
12 *lege, or immunity secured by this section, under color of*
13 *any statute, ordinance, regulation, custom, or usage of any*
14 *State or any political subdivision thereof, may bring an*
15 *action in any appropriate court against any other person,*
16 *including a State or political subdivision thereof, who*
17 *causes the person to be subject to the deprivation, for dam-*
18 *ages or other appropriate relief.*

19 “(2) *The court shall award a plaintiff prevailing in*
20 *an action brought under paragraph (1) damages and such*
21 *other relief as the court deems appropriate, including a rea-*
22 *sonable attorney’s fee.*

23 “(e) *In subsection (a):*

24 “(1) *The term ‘identification document’ means a*
25 *document made or issued by or under the authority*

1 *of the United States Government, a State, or a polit-*
2 *ical subdivision of a State which, when completed*
3 *with information concerning a particular individual,*
4 *is of a type intended or commonly accepted for the*
5 *purpose of identification of individuals.*

6 “(2) The term ‘handgun’ includes any magazine
7 *for use in a handgun and any ammunition loaded*
8 *into the handgun or its magazine.*

9 “(f)(1) A person who possesses or carries a concealed
10 *handgun under subsection (a) shall not be subject to the pro-*
11 *hibitions of section 922(q).*

12 “(2) A person possessing or carrying a concealed hand-
13 *gun in a State under subsection (a) may do so in any of*
14 *the following areas in the State that are open to the public:*

15 “(A) A unit of the National Park System.

16 “(B) A unit of the National Wildlife Refuge Sys-
17 *tem.*

18 “(C) Public land under the jurisdiction of the
19 *Bureau of Land Management.*

20 “(D) Land administered and managed by the
21 *Army Corps of Engineers.*

22 “(E) Land administered and managed by the
23 *Bureau of Reclamation.*

24 “(F) Land administered and managed by the
25 *Forest Service.”.*

1 (b) *CLERICAL AMENDMENT.*—*The table of sections for*
2 *such chapter is amended by inserting after the item relating*
3 *to section 926C the following:*

“926D. Reciprocity for the carrying of certain concealed firearms.”.

4 (c) *SEVERABILITY.*—*Notwithstanding any other provi-*
5 *sion of this Act, if any provision of this section, or any*
6 *amendment made by this section, or the application of such*
7 *provision or amendment to any person or circumstance is*
8 *held to be unconstitutional, this section and amendments*
9 *made by this section and the application of such provision*
10 *or amendment to other persons or circumstances shall not*
11 *be affected thereby.*

12 (d) *EFFECTIVE DATE.*—*The amendments made by this*
13 *section shall take effect 90 days after the date of the enact-*
14 *ment of this Act.*

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