

107TH CONGRESS  
1ST SESSION

# H. R. 114

To provide for the mandatory licensing and registration of handguns.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2001

Mr. HOLT introduced the following bill; which was referred to the Committee on the Judiciary.

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## A BILL

To provide for the mandatory licensing and registration of handguns.

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 “Handgun Licensing  
5       and Registration Act of 2001”.

1 **SEC. 2. FEDERAL HANDGUN LICENSING AND REGISTRA-**  
2 **TION SYSTEM TO APPLY IN ANY STATE THAT**  
3 **DOES NOT HAVE A HANDGUN LICENSING AND**  
4 **REGISTRATION SYSTEM THAT MEETS CER-**  
5 **TAIN REQUIREMENTS.**

6 (a) IN GENERAL.—Chapter 44 of title 18, United  
7 States Code, is amended by adding at the end the fol-  
8 lowing:

9 **“§ 931. Licensing and registration of handguns**

10 “(a)(1) The Attorney General of the United States  
11 shall establish a Federal system for the licensing and reg-  
12 istration of all handguns owned, possessed, or controlled  
13 in the United States, which shall include a method for eas-  
14 ily retrieving information sufficient to identify—

15 “(A) each resident of a State to which this sub-  
16 section applies who owns, possesses, or controls a  
17 handgun; and

18 “(B) the handgun.

19 “(2) It shall be unlawful for a person to own, possess,  
20 or control a handgun in a State to which this subsection  
21 applies unless the person—

22 “(A) is licensed to do so by the system estab-  
23 lished pursuant to paragraph (1); and

24 “(B) has registered the handgun with a Fed-  
25 eral, State, or local law enforcement agency.

1       “(b) Subsection (a) shall not apply in a State if there  
2 is in effect a certification by the Attorney General of the  
3 United States that the State has in effect a system for  
4 the licensing and registration of handguns owned, pos-  
5 sessed, or controlled in the State that—

6               “(1) includes a method for easily retrieving in-  
7 formation sufficient to identify—

8                       “(A) each resident of the State who owns,  
9 possesses, or controls a handgun in the State;  
10 and

11                       “(B) the handgun; and

12               “(2) at a minimum, imposes criminal penalties  
13 on any person who owns, possesses, or controls a  
14 handgun in the State, and who—

15                       “(i) has not completed training in firearms  
16 safety;

17                       “(ii) is not licensed by the State to possess  
18 a handgun; or

19                       “(iii) has not registered the handgun with  
20 a Federal, State, or local law enforcement agen-  
21 cy.

22       “(c) A certification under subsection (b) with respect  
23 to a State shall have no force or effect on or after the  
24 date the Attorney General finds, after an opportunity for

1 a hearing on the record, that the State does not have in  
2 effect the system described in subsection (b).

3 “(d) The Attorney General shall prescribe such regu-  
4 lations as may be necessary to carry out this section.”.

5 (b) PENALTIES.—Section 924(a) of such title is  
6 amended by adding at the end the following:

7 “(7) Whoever knowingly violates section 931(a)(2)  
8 shall be fined under this title, imprisoned not less than  
9 15 years, or both. The court shall not suspend a sentence  
10 of imprisonment imposed under this paragraph or impose  
11 a probationary sentence under this paragraph.”.

12 (c) CLERICAL AMENDMENT.—The table of sections  
13 for such chapter is amended by adding at the end the fol-  
14 lowing:

“931. Licensing and registration of handguns.”.

15 (d) EFFECTIVE DATE.—The amendments made by  
16 this section shall apply to conduct engaged in after the  
17 2-year period that begins with the date of the enactment  
18 of this Act.

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