## 116TH CONGRESS 1ST SESSION

## H. R. 4080

To require the safe storage of firearms and ammunition, and to require the investigation of reports of improper storage of firearms or ammunition.

## IN THE HOUSE OF REPRESENTATIVES

July 26, 2019

Ms. Jackson Lee introduced the following bill; which was referred to the Committee on the Judiciary

## A BILL

To require the safe storage of firearms and ammunition, and to require the investigation of reports of improper storage of firearms or ammunition.

- 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 "Kimberly Vaughan
- 5 Firearm Safe Storage Act".
- 6 SEC. 2. PROHIBITION ON IMPROPER STORAGE OF FIRE-
- 7 ARMS OR AMMUNITION.
- 8 (a) In General.—Section 922 of title 18, United
- 9 States Code, is amended by adding at the end the fol-
- 10 lowing:

- 1 "(aa)(1)(A) It shall be unlawful for a person to store
- 2 or keep any firearm or ammunition that has moved in,
- 3 or that has otherwise affected, interstate or foreign com-
- 4 merce, on the premises of a residence under the control
- 5 of the person if the person knows, or reasonably should
- 6 know, that—
- 7 "(i) an individual who has not attained 18
- 8 years of age is likely to gain access to the firearm
- 9 or ammunition without the permission of the parent
- or guardian of the individual; or
- 11 "(ii) an individual who resides at the residence
- is ineligible to possess a firearm under Federal,
- 13 State, or local law.
- 14 "(B) Subparagraph (A) shall not apply to a person
- 15 with respect to a firearm or ammunition for the firearm
- 16 if the person keeps the firearms and ammunition—
- 17 "(i) secured, unloaded, and separately, in a safe
- certified by the Attorney General, and locked with a
- trigger lock certified by the Attorney General; or
- 20 "(ii) off the premises at a storage facility, or
- gun range, certified by the Attorney General.".
- 22 (b) Penalties.—Section 924(a) of such title is
- 23 amended by adding at the end the following:
- 24 "(8)(A)(i) Whoever, in a civil action, is found to have
- 25 violated section 922(aa) with respect to a firearm and the

- 1 violation is not found to have resulted in a discharge of
- 2 the firearm, shall be fined not more than \$5,000.
- 3 "(ii) Whoever, in a criminal action, is found to have
- 4 violated section 922(aa) with respect to a firearm and the
- 5 violation is found to have resulted in a discharge of the
- 6 firearm, shall be fined not less than \$50,000 and not more
- 7 than \$100,000, imprisoned not more than 20 years, or
- 8 both.
- 9 "(B) On conviction of a person for violating section
- 10 922(aa) with respect to a firearm or ammunition, the
- 11 court shall order the Attorney General to seize and store
- 12 the firearm or ammunition, at the expense of the owner
- 13 of the firearm or ammunition, at a facility that is—
- 14 "(i) certified by the Attorney General for the
- safe storage of firearms or ammunition; and
- 16 "(ii) not owned, leased, or controlled by the per-
- son or the owner of the firearm or ammunition or
- by any person who is a relative of, or is associated
- with, the person or the owner.".
- 20 (c) Certification of Safes and Safe Storage
- 21 Facilities.—Within 1 year after the date of the enact-
- 22 ment of this Act, the Attorney General shall provide for
- 23 the certification of safes and safe storage facilities for fire-
- 24 arms and ammunition.

- 1 (d) Effective Date.—The amendments made by
- 2 this section shall take effect 1 year after the date of the
- 3 enactment of this Act.
- 4 (e) Investigation of Reports of Improper
- 5 Storage of Firearms or Ammunition.—Beginning
- 6 with the effective date of the amendments made by this
- 7 section, the Attorney General, through the Bureau of Al-
- 8 cohol, Tobacco, Firearms, and Explosives, shall investigate
- 9 all reports that a person is improperly storing a firearm
- 10 or ammunition.

 $\bigcirc$