

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 960

To amend title 18, United States Code, to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JUNE 23 (legislative day, JUNE 19), 1995

Mr. SANTORUM introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend title 18, United States Code, to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns, 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 “1995 Community Pro-  
5        tection Initiative”.

1 **SEC. 2. EXEMPTION OF QUALIFIED CURRENT AND FORMER**  
2 **LAW ENFORCEMENT OFFICERS FROM STATE**  
3 **LAWS PROHIBITING THE CARRYING OF CON-**  
4 **CEALED HANDGUNS.**

5 (a) IN GENERAL.—Chapter 44 of title 18, United  
6 States Code, is amended by inserting after section 926A  
7 the following new section:

8 **“§ 926B. Carrying of concealed handguns by qualified**  
9 **current and former law enforcement**  
10 **officers**

11 “(a) Notwithstanding any other provision of the law  
12 of any State or any political subdivision thereof, an indi-  
13 vidual who is a qualified law enforcement officer or a  
14 qualified former law enforcement officer and who is carry-  
15 ing appropriate written identification of such status may  
16 carry a concealed handgun.

17 “(b) As used in this section—

18 “(1) the term ‘qualified law enforcement officer’  
19 means an officer, agent, or employee of a public  
20 agency who—

21 “(A) is a law enforcement officer;

22 “(B) is authorized by the agency to carry  
23 a handgun in the course of duty;

24 “(C) is not the subject of a disciplinary ac-  
25 tion by the agency that prevents the carrying of  
26 a handgun; and

1           “(D) meets such requirements as have  
2           been established by the agency with respect to  
3           handguns;

4           “(2) the term ‘qualified former law enforcement  
5           officer’ means an individual who—

6           “(A) retired from service with a public  
7           agency as a law enforcement officer, other than  
8           for reasons of mental disability;

9           “(B) immediately before such retirement,  
10          was a qualified law enforcement officer;

11          “(C) has a nonforfeitable right to benefits  
12          under the retirement plan of the agency;

13          “(D) meets such requirements as have  
14          been established by the State in which the indi-  
15          vidual resides with respect to training in the  
16          use of handguns; and

17          “(E) is not prohibited by Federal law from  
18          receiving a firearm;

19          “(3) the term ‘law enforcement officer’ means  
20          an individual authorized by law to engage in or su-  
21          pervise the prevention, detection, investigation, or  
22          prosecution of any violation of law, and includes cor-  
23          rections, probation, parole, and judicial officers; and

