

105TH CONGRESS
1ST SESSION

H. R. 2774

To prohibit the transfer of a handgun by a licensed dealer unless the transferee states that the transferee is not the subject of a restraining order with respect to an intimate partner or child of the transferee.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 30, 1997

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

A BILL

To prohibit the transfer of a handgun by a licensed dealer unless the transferee states that the transferee is not the subject of a restraining order with respect to an intimate partner or child of the transferee.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PROHIBITION OF THE TRANSFER OF A HAND-**
2 **GUN BY A LICENSED DEALER UNLESS THE**
3 **TRANSFeree STATES THAT THE TRANS-**
4 **FEREE IS NOT THE SUBJECT OF A RESTRAIN-**
5 **ING ORDER WITH RESPECT TO AN INTIMATE**
6 **PARTNER OR CHILD OF THE TRANSFeree.**

7 Section 922(s)(3)(B) of title 18, United States Code,
8 is amended—

9 (1) by striking “and” at the end of clause (vi);

10 and

11 (2) by adding “and” at the end of clause (vii);

12 and

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

14 “(viii) is not subject to a court order
15 that—

16 “(I) restrains the transferee from
17 harassing, stalking, or threatening an inti-
18 mate partner of the transferee or child of
19 such intimate partner or transferee, or en-
20 gaging in other conduct that would place
21 an intimate partner in reasonable fear of
22 bodily injury to the partner or child;

23 “(II) was issued after a hearing of
24 which the transferee received actual notice,
25 and at which the transferee had the oppor-
26 tunity to participate; and

1 “(III)(aa) includes a finding that the
2 transferee represents a credible threat to
3 the physical safety of such intimate part-
4 ner or child; or

5 “(bb) by its terms explicitly prohibits
6 the use, attempted use, or threatened use
7 of physical force against such intimate
8 partner or child that would reasonably be
9 expected to cause bodily injury;”.

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