

105TH CONGRESS
1ST SESSION

H. R. 424

To provide for increased mandatory minimum sentences for criminals possessing firearms, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 1997

Mrs. MYRICK (for herself, Mr. GILMAN, Mr. GRAHAM, Mr. SOLOMON, and Mr. SENSENBRENNER) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide for increased mandatory minimum sentences for criminals possessing firearms, 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. INCREASED MANDATORY MINIMUM SEN-**
4 **TENCES FOR CRIMINALS POSSESSING FIRE-**
5 **ARMS.**

6 Section 924(c)(1) of title 18, United States Code, is
7 amended to read as follows:

8 “(c)(1)(A) A person who, during and in relation to
9 any crime of violence or drug trafficking crime (including

1 a crime of violence or drug trafficking crime which pro-
2 vides for an enhanced punishment if committed by the use
3 of a deadly or dangerous weapon or device) for which the
4 person may be prosecuted in a court of the United States,
5 possesses a firearm shall, in addition to the punishment
6 provided for such crime of violence or drug trafficking
7 crime—

8 “(i) be imprisoned not less than 10 years;

9 “(ii) if the firearm is discharged during and in
10 relation to the crime, be imprisoned not less than 20
11 years; and

12 “(iii) if the death of a person results, be pun-
13 ished by death or by imprisonment for life.

14 “(B) If the firearm is a machinegun or a destructive
15 device, or is equipped with a firearm silencer or firearm
16 muffler, the person shall be imprisoned not less than 30
17 years.

18 “(C) In the case of a second or subsequent conviction
19 under this subsection, the person shall be imprisoned not
20 less than 25 years, and if the firearm is a machinegun
21 or a destructive device, or is equipped with a firearm si-
22 lencer or firearm muffler, the person shall be imprisoned
23 for life without release.

24 “(D) Notwithstanding any other provision of law, the
25 court shall not place on probation or suspend the sentence

1 of any person convicted of a violation of this subsection,
2 nor shall a term of imprisonment imposed under this sub-
3 section run concurrently with any other term of imprison-
4 ment including that imposed for the crime of violence or
5 drug trafficking crime in which the firearm was pos-
6 sessed.”.

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