

105TH CONGRESS  
1ST SESSION

# H. R. 445

To provide that the firearms prohibitions applicable by reason of a domestic violence misdemeanor conviction do not apply to government entities.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 1997

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

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## A BILL

To provide that the firearms prohibitions applicable by reason of a domestic violence misdemeanor conviction do not apply to government entities.

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. FIREARMS PROHIBITIONS APPLICABLE BY**  
4 **REASON OF A DOMESTIC VIOLENCE MIS-**  
5 **DEMEANOR CONVICTION MADE RETRO-**  
6 **ACTIVELY INAPPLICABLE TO GOVERNMENT**  
7 **ENTITIES.**

8 (a) IN GENERAL.—Section 925(a)(1) of title 18,  
9 United States Code, is amended by striking “sections  
10 922(d)(9) and (g)(9) and”.

1           (b) RETROACTIVITY.—The amendment made by sub-  
2 section (a) of this section shall take effect as if the amend-  
3 ment had been included in section 658 of the Treasury,  
4 Postal Service, and General Government Appropriations  
5 Act, 1997 (as contained in section 101(f) of the Omnibus  
6 Consolidated Appropriations Act, 1997), on the date of  
7 the enactment of such Act. Any liability, penalty, or for-  
8 feiture incurred by any person who would not have been  
9 subject to the liability, penalty, or forfeiture if the amend-  
10 ment made by subsection (a) had been so included, by rea-  
11 son of the application of any amendment made by such  
12 section 658 to a conviction for a misdemeanor crime of  
13 domestic violence (as defined in section 921(a)(33) of title  
14 18, United States Code) is hereby extinguished, and any  
15 action or prosecution for the enforcement of any such li-  
16 ability, penalty, or forfeiture shall not be sustained.

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