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(Original Signature of Member)



**H. R.** \_\_\_\_\_

To regulate large capacity ammunition feeding devices.

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IN THE HOUSE OF REPRESENTATIVES

Mr. DEUTCH introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_

**A BILL**

To regulate large capacity ammunition feeding devices.

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 “Keep Americans Safe  
5       Act”.

6       **SEC. 2. DEFINITIONS.**

7       Section 921(a) of title 18, United States Code, is  
8       amended by inserting after paragraph (29) the following:

9       “(30) The term ‘large capacity ammunition feeding  
10      device’—

1           “(A) means a magazine, belt, drum, feed strip,  
2           helical feeding device, or similar device, including  
3           any such device joined or coupled with another in  
4           any manner, that has an overall capacity of, or that  
5           can be readily restored, changed, or converted to ac-  
6           cept, more than 10 rounds of ammunition; and

7           “(B) does not include an attached tubular de-  
8           vice designed to accept, and capable of operating  
9           only with, .22 caliber rimfire ammunition.

10          “(31) The term ‘qualified law enforcement officer’  
11          has the meaning given the term in section 926B.”.

12       **SEC. 3. RESTRICTIONS ON LARGE CAPACITY AMMUNITION**  
13               **FEEDING DEVICES.**

14          (a) IN GENERAL.—Section 922 of title 18, United  
15          States Code, is amended by inserting after subsection (u)  
16          the following:

17          “(v)(1) It shall be unlawful for a person to import,  
18          sell, manufacture, transfer, or possess, in or affecting  
19          interstate or foreign commerce, a large capacity ammuni-  
20          tion feeding device.

21          “(2) Paragraph (1) shall not apply to the possession  
22          of any large capacity ammunition feeding device otherwise  
23          lawfully possessed on or before the date of enactment of  
24          the Keep Americans Safe Act.

25          “(3) Paragraph (1) shall not apply to—

1           “(A) the importation for, manufacture for, sale  
2           to, transfer to, or possession by the United States  
3           or a department or agency of the United States or  
4           a State or a department, agency, or political subdivi-  
5           sion of a State, or a sale or transfer to or possession  
6           by a qualified law enforcement officer employed by  
7           the United States or a department or agency of the  
8           United States or a State or a department, agency,  
9           or political subdivision of a State for purposes of law  
10          enforcement (whether on or off-duty), or a sale or  
11          transfer to or possession by a campus law enforce-  
12          ment officer for purposes of law enforcement (wheth-  
13          er on or off-duty);

14          “(B) the importation for, or sale or transfer to  
15          a licensee under title I of the Atomic Energy Act of  
16          1954 (42 U.S.C. 2011 et seq.) for purposes of estab-  
17          lishing and maintaining an on-site physical protec-  
18          tion system and security organization required by  
19          Federal law, or possession by an employee or con-  
20          tractor of such licensee on-site for such purposes or  
21          off-site for purposes of licensee-authorized training  
22          or transportation of nuclear materials;

23          “(C) the possession, by an individual who is re-  
24          tired in good standing from service with a law en-  
25          forcement agency and is not otherwise prohibited

1 from receiving ammunition, of a large capacity am-  
2 munition feeding device—

3 “(i) sold or transferred to the individual by  
4 the agency upon such retirement; or

5 “(ii) that the individual purchased, or oth-  
6 erwise obtained, for official use before such re-  
7 tirement; or

8 “(D) the importation, sale, manufacture, trans-  
9 fer, or possession of any large capacity ammunition  
10 feeding device by a licensed manufacturer or licensed  
11 importer for the purposes of testing or experimen-  
12 tation authorized by the Attorney General.

13 “(4) For purposes of paragraph (3)(A), the term  
14 ‘campus law enforcement officer’ means an individual who  
15 is—

16 “(A) employed by a private institution of higher  
17 education that is eligible for funding under title IV  
18 of the Higher Education Act of 1965 (20 U.S.C.  
19 1070 et seq.);

20 “(B) responsible for the prevention or investiga-  
21 tion of crime involving injury to persons or property,  
22 including apprehension or detention of persons for  
23 such crimes;

1           “(C) authorized by Federal, State, or local law  
2           to carry a firearm, execute search warrants, and  
3           make arrests; and

4           “(D) recognized, commissioned, or certified by  
5           a government entity as a law enforcement officer.”.

6           (b) IDENTIFICATION MARKINGS FOR LARGE CAPAC-  
7   ITY AMMUNITION FEEDING DEVICES.—Section 923(i) of  
8   title 18, United States Code, is amended by adding at the  
9   end the following: “A large capacity ammunition feeding  
10   device manufactured after the date of enactment of the  
11   Keep Americans Safe Act shall be identified by a serial  
12   number and the date on which the device was manufac-  
13   tured or made, legibly and conspicuously engraved or cast  
14   on the device, and such other identification as the Attor-  
15   ney General shall by regulations prescribe.”.

16          (c) SEIZURE AND FORFEITURE OF LARGE CAPACITY  
17   AMMUNITION FEEDING DEVICES.—Section 924(d) of title  
18   18, United States Code, is amended—

19               (1) in paragraph (1)—

20                       (A) in the first sentence—

21                               (i) by striking “Any firearm or ammu-  
22                               nition involved in” and inserting “Any fire-  
23                               arm or ammunition or large capacity am-  
24                               munition feeding device involved in”;

1 (ii) by striking “or (k)” and inserting  
2 “(k), or (v)”; and

3 (iii) by striking “any firearm or am-  
4 munition intended” and inserting “any  
5 firearm or ammunition or large capacity  
6 ammunition feeding device intended”; and

7 (B) in the second and third sentences, by  
8 inserting “or large capacity ammunition feeding  
9 device” after “firearms or ammunition” each  
10 place the term appears;

11 (2) in paragraph (2)—

12 (A) in subparagraph (A), by inserting “or  
13 large capacity ammunition feeding device” after  
14 “firearms or ammunition”; and

15 (B) in subparagraph (C), by inserting “or  
16 large capacity ammunition feeding devices”  
17 after “firearms or quantities of ammunition”;  
18 and

19 (3) in paragraph (3)(E), by inserting “922(v),”  
20 after “922(n),”.

21 **SEC. 4. PENALTIES.**

22 Section 924(a)(1)(B) of title 18, United States Code,  
23 is amended by striking “or (q)” and inserting “(q), or  
24 (v)”.

1 **SEC. 5. USE OF BYRNE GRANTS FOR BUY-BACK PROGRAMS**  
2 **FOR LARGE CAPACITY AMMUNITION FEED-**  
3 **ING DEVICES.**

4 Section 501(a)(1) of title I of the Omnibus Crime  
5 Control and Safe Streets Act of 1968 (34 U.S.C.  
6 10152(a)(1)) is amended by adding at the end the fol-  
7 lowing:

8 “(I) Compensation for surrendered large  
9 capacity ammunition feeding devices, as that  
10 term is defined in section 921 of title 18,  
11 United States Code, under buy-back programs  
12 for large capacity ammunition feeding devices.”.

13 **SEC. 6. SEVERABILITY.**

14 If any provision of this Act, an amendment made by  
15 this Act, or the application of such provision or amend-  
16 ment to any person or circumstance is held to be unconsti-  
17 tutional, the remainder of this Act, the amendments made  
18 by this Act, and the application of such provision or  
19 amendment to any person or circumstance shall not be af-  
20 fected thereby.