





Recent and Pending Gun Legislation

Summary provided by wethepeoplenewmexico.com

Albuquerque City Council (http://www.cabq.gov/council)

O-19-82- *Spells out what the council considers secure firearms storage and outlines penalties for non-compliance*

O-19-83- *Makes it unlawful to carry firearms into city facilities including city parks Does not allow for concealed carry.*

O-19-84 - Would make it against the law to threaten mass violence

New Mexico (https://www.nmlegis.gov)

New Mexico Senate Bill 8– Background Checks on Private Firearm Sales

- Signed into law by Gov. Lujan Grisham Effective July 1, 2019
- Requires background check when conducting sale of a firearm
- Limited exceptions including immediate family and nail guns.

New Mexico Senate Bill 328- Orders of Protection and Firearm Ownership

- Signed into law by Gov. Lujan Grisham Effective July 1, 2019
- Those subject to Orders of Protection prohibited from possessing firearms

New Mexico House Bill 129—School Security Personnel & Deadly Weapons

- Signed into law by Gov. Lujan Grisham Effective July 1, 2020
- Provides for armed school security personnel

Introduced but not passed in 2019 session, but could be reintroduced in the future:

- HB 35- Firearms Licensee Stolen Gun Checks
- HB 40- Background Checks at Gun Shows
- HB 83– Extreme Risk Protection Order Act (aka "Red Flag" law) *
- HB 87 Domestic Violence and Firearm Possession
- HB 101- No Fingerprints to Renew Concealed Carry
- HB 105- Enhanced Penalty for Firearm Used In Crime
- HB 130- Additional Firearm Crimes & Penalties
- SB 201– Firearm Transfer Act
- * Due to be considered and possibly passed in Jan 2020

US Congress

Background Checks

H.R.8 —Bipartisan Background Checks Act of 2019. Prohibits private party firearm transfer unless a licensed gun dealer, manufacturer, or importer takes initial possession and a background check is performed Passed House

S.42 —Background Check Expansion Act.

Prohibits private party firearm transfer unless a licensed gun dealer, manufacturer, or importer takes initial possession and a background check is performed

H.R.1112 - Enhanced Background Checks Act of 2019..

Adds more requirements which could extend time for background check processing. Passed House

H.R.3552 -Unlawful Gun Buyer Alert Act

To amend the NICS Improvement Amendments Act of 2007 to provide notification to relevant law enforcement agencies in the event that a background check conducted by the National Instant Criminal Back-ground Check System determines that a person may not receive a fire-arm, and for other purposes.

S.1519 - Protecting Communities and Preserving the Second Amendment Act of 2019

A bill to address gun violence, improve the availability of records to the National Instant Criminal Background Check System, address mental illness in the criminal justice system, and end straw purchases and trafficking of illegal firearms, and for other purposes.

H.R.49 - Accidental Firearms Transfers Reporting Act of 2019

This bill requires the Federal Bureau of Investigation (FBI) to report to Congress on the number of firearm transfers where (1) a licensed gun dealer submits a background check through the National Instant Criminal Background Check System (NICS), (2) NICS fails to respond within three business days, and (3) the licensed gun dealer completes the transfer. The FBI must also report on the procedures followed once the transferee is discovered to be ineligible.

H.R.4082 - Santa Fe High School Victims Act

To prohibit the private purchase or sale of a firearm or ammunition except through a federally licensed firearms dealer, to impose additional requirements on such a dealer, and for other purposes.

H.R.3599 - Law Enforcement Needs to Know Act

To establish a grant program for States and Indian Tribes to enroll individuals purchasing firearms and holders of licenses or permits to possess, carry, sell, or transfer firearms into the FBI's Rap Back program.

S.1506 - A bill to amend title 18, United States Code, to permit certain individuals complying with State law to

possess firearms

H.R.4199 - Safer Communities Act of 2019

To protect individuals by strengthening the Nation's mental health infrastructure, improving the understanding of violence, strengthening firearm prohibitions and protections for at-risk individuals, and improving and expanding the reporting of mental health records to the National Instant Criminal Background Check System.

Assault Weapon Bans & Magazine Restrictions

S.66 -Assault Weapons Ban of 2019.

This bill makes it a crime to knowingly import, sell, manufacture, transfer, or possess a semiautomatic assault weapon (SAW) or large capacity ammunition feeding device (LCAFD). The prohibition does not apply to a firearm that is (1) manually operated by bolt, pump, lever, or slide action; (2) permanently inoperable; (3) an antique; or (4) a rifle or shotgun specifically identified by make and model.

* Would ban any firearm capable of accepting a detachable magazine and either a pistol grip, a forward grip, a barrel shroud, a threaded barrel or a folding stock or telescoping stock. Includes AR types. Currently owned weapons may be considered legal but likely regulated.

*Would also ban assault pistols that weigh 50 or more ounces unloaded

H.R.2959 - Freedom from Assault Weapons Act

To remove assault weapons and large capacity ammunition feeding devices from circulation, and for other purposes.

H.R.1296 -Assault Weapons Ban of 2019.

To regulate assault weapons, to ensure that the right to keep and bear arms is not unlimited, and for other purposes. Mirrors S.66

H.R.282 -SAFER Now Act.

This bill establishes new restrictions and requirements regarding the sale, transfer, and possession of firearms.

- prohibits a licensed gun dealer from transferring a firearm to an unlicensed person prior to the completion of a background check;
- generally prohibits the import, sale, manufacture, transfer, or possession of a semiautomatic assault weapon (SAW) or large capacity ammunition feeding device (LCAFD);
- requires a gun dealer to conduct a background check prior to the sale or transfer of a grandfathered SAW between private parties;
- requires law enforcement agencies to be notified when a prohibited person attempts to purchase a grandfathered SAW;
- allows Edward Byrne Memorial Justice Assistance Grant Program funds to be used to compensate individuals who surrender a SAW or LCAFD under a buy-back program;
- requires a person who operates a gun show to meet certain requirements (e.g., minimum age and registration);
- makes trafficking in firearms a stand-alone criminal offense;
- prohibits firearm sale or disposition to or receipt or possession by a person who has been convicted of a misdemeanor crime of stalking; and
- prohibits the import, sale, manufacture, transfer, or possession of a trigger crank, a bump-fire device, or any part, combination of parts, component, device, attachment, or accessory that is designed or functions to accelerate the rate of fire of a semiautomatic rifle but not convert the semiautomatic rifle into a machine gun.

H.R.1263 - National Firearms Amendments Act of 2019

To amend the Internal Revenue Code of 1986 to subject to the requirements of the National Firearms Act any semiautomatic rifle that has the capacity to accept a detachable magazine

S.447 - Keep Americans Safe Act

Would be unlawful for a person to import, sell, manufacture, transfer, or possess, in or affecting interstate or foreign commerce, a large capacity ammunition feeding device (more than ten rounds)

H.R 1186 - Keep Americans Safe Act

This bill establishes a new criminal offense for the import, sale, manufacture, transfer, or possession of a large capacity ammunition feeding device (LCAFD). (Limits capacity to 10 rounds)

Liability Insurance

H.R. 822 - Firearm Risk Protection Act of 2019

To prohibit the sale of a firearm to, and the purchase of a firearm by, a person who is not covered by appropriate liability insurance coverage

Constitutional Carry

S.69- Constitutional Carry Reciprocity Act

Allows a qualified individual to carry a concealed handgun into or possess a concealed handgun in another state that allows its residents to carry concealed firearms.

H.R. 38 - Concealed Carry Reciprocity Act of 2019

This bill allows a qualified individual to carry a concealed handgun into or possess a concealed handgun in another state that allows individuals to carry concealed firearms.

Handgun & Firearm Licensing

H.R. 687 - Handgun Licensing and Registration Act of 2019

Mandatory licensing and registration of handguns and would establish a Federal system for the licensing and 9/19/2019

registration of all handguns owned, possessed, or controlled in the United States

S.351 - Gun Owner Registration Information Protection Act

This bill prohibits federal funding of, or support for, state databases that list (1) firearms lawfully owned or possessed, or (2) individuals who lawfully own or possess firearms.

H.R. 1761 - Gun Owner Registration Information Protection Act

To prohibit Federal funding of State firearm ownership databases, and for other purposes.

H.R. 2179 - Federal Firearms Licensing Protection Act

To amend chapter 44 of title 18, United States Code, to enhance penalties for certain thefts of a firearm from certain Federal firearms licensees, and to criminalize the theft of a firearm from a gun range that rents firearms or a shooting club.

H.R.1726 - Protecting Gun Owners in Bankruptcy Act of 2019

To amend title 11 of the United States Code to include firearms in the types of property allowable under the alternative provision for exempting property from the estate.

S.2272 - Blair Holt Firearm Owner Licensing and Record of Sale Act of 2019

A bill to provide for the implementation of a system of licensing for purchasers of certain firearms and for a record of sale system for those firearms, and for other purposes.

H.R.4062 - Blair Holt Firearm Owner Licensing and Record of Sale Act of 2019

To provide for the implementation of a system of licensing for purchasers of certain firearms and for a record of sale system for those firearms, and for other purposes.

H.R.3285 - Handgun Purchaser Licensing Act

To provide for a grant program for handgun licensing programs, and for other purposes.

S.1395 - Age 21 Act

A bill to amend title 18, United States Code, to prohibit the purchase of certain firearms by individuals under 21 years of age, and for other purposes.

Gun Show "Loophole" -Internet Sales - Storage

H.R. 820- Gun Show Loophole Closing Act of 2019

To require criminal background checks on all firearms transactions occurring at gun shows.

H.R. 167- To prohibit the transfer of a firearm at a gun show by a person who is not a licensed dealer

H.R. 3234- Keeping Gun Dealers Honest Act

To ensure greater accountability by licensed firearms dealers

S.1795-- Keeping Gun Dealers Honest Act

To ensure greater accountability by licensed firearms dealers

H.R.2634 -Closing the Loophole on Interstate Firearm Sales Act

To prohibit a Federal firearms licensee from transferring a long gun to a person who the licensee knows or has reasonable cause to believe does not reside in (or if the person is a corporation or other business entity, does not maintain a place of business in) the State in which the licensee's place of business is located.

S.320 -SECURE Firearm Storage Act . Establishes firearm security requirements for firearms dealers and businesses

H.R.939 -SECURE Firearm Storage Act. Establishes firearm security requirements for firearms dealers and businesses

H.R.4080 - Kimberly Vaughan Firearm Safe Storage Act

To require the safe storage of firearms and ammunition, and to require the investigation of reports of improper storage of firearms or ammunition.

3-Day Waiting Period

H.R. 1454 - COOL OFF Act

To provide for a 3-day waiting period before a person may receive a handgun, with exceptions.

Firearms and Schools

S.Res. 110 - A resolution keeping guns out of classrooms.

Federal funds shall not be used to train or arm school personnel with firearms

H.Res. 231 - Keeping guns out of classrooms.

Federal funds shall not be used to train or arm school personnel with firearms.

H.R.3200 - Safe Students Act

To repeal the Gun-Free School Zones Act of 1990 and amendments to that Act.

H.R.743 - Securing Our Children Act of 2019

To establish a Commission on Securing Our Nation's Children, and for other purposes.

Extreme Risk Protection & Other Prohibitions

S.506 - Extreme Risk Protection Order Act of 2019

To support State, Tribal, and local efforts to remove access to firearms from individuals who are a danger to themselves or others pursuant to court orders for this purpose

S.7 - Extreme Risk Protection Order and Violence Prevention Act of 2019

To provide family members of an individual who they fear is a danger to himself, herself, or others, or law enforcement, with new tools to prevent gun violence.

H.R.1116 - Keeping Guns from High-Risk Individuals Act

This bill expands the categories of persons who are prohibited from receiving or possessing a firearm or ammunition.

Specifically, it adds the following new categories of prohibited persons:

- persons convicted of a crime of violence in the most recent 10-year period;
- persons under age 25 who have been adjudicated as having committed an offense that would have been a crime of violence if committed by an adult;
- persons convicted, during a consecutive 3-year period in the most recent 10-year period, of two separate offenses involving drug or alcohol possession or distribution; and
- persons convicted of stalking.

H.R.511 - Protecting Domestic Violence and Stalking Victims Act

To amend title 18, United States Code, to protect more victims of domestic violence by preventing their abusers from possessing or receiving firearms, and for other purposes.

H.R. 1287 - No Guns for Abusers Act of 2019

To authorize the Attorney General to make grants to States and units of local government to implement statutes, rules, policies, or procedures to authorize courts to issue relinquishment orders with respect to individuals charged with or convicted of a crime of domestic violence, or subject to a domestic violence protective order, and for other purposes.87 - No Guns for Abusers Act of 2019

H.R. 569 - Zero Tolerance for Domestic Abusers Act of 2019

To protect victims of stalking from gun violence.

H.R.971 - AVERT Future Gun Violence Act of 2019

The bill expands the categories of persons who are prohibited from receiving or possessing a firearm. Specifically, it prohibits firearm sale or transfer to and receipt or possession by an individual who has been convicted in any court of a misdemeanor crime of animal cruelty.

H.R.1745 - Gun Violence Prevention Act of 2019

To amend title 18, United States Code, to provide that persons subject to firearm restraining orders and persons convicted of violent misdemeanors are prohibited from possessing firearms, and for other purposes.

H.R. 1116 - Keeping Guns from High-Risk Individuals Act

To amend chapter 44 of title 18, United States Code, to prohibit the sale or other disposition of a firearm to, and the possession, shipment, transportation, or receipt of a firearm by, certain classes of high-risk individuals.

S.1352 - Resources for Victims of Gun Violence Act of 2019

A bill to establish a Federal Advisory Council to Support Victims of Gun Violence

H.R.2303 Gladys Ricart Gun Offender Registry Act

To establish a registration for violent gun offenders, to provide for sufficient notification of their whereabouts, to honor the memory of Gladys Ricart and other gun crime victims, and for other purposes.

S.120 - Protecting Domestic Violence and Stalking Victims Act of 2019

A bill to protect victims of stalking from gun violence

H.R.1585 - Violence Against Women Reauthorization Act of 2019

To reauthorize the Violence Against Women Act of 1994, and for other purposes. Prohibiting stalkers and individuals subject to court order from possessing a firearm.

S.627 - SAFE Act of 2019

A bill to promote the economic security and safety of survivors of domestic violence, dating violence, sexual assault, or stalking, and for other purposes.

H.R. 3076 - Extreme Risk Protection Order Act of 2019

To authorize the issuance of extreme risk protection orders.

H.R. 2708: Disarm Hate Act

To prevent a person who has been convicted of a misdemeanor hate crime, or received an enhanced sentence for a misdemeanor because of hate or bias in its commission, from obtaining a firearm.

H.R. 1236: Extreme Risk Protection Order Act of 2019

To support State, Tribal, and local efforts to remove access to firearms from individuals who are a danger to themselves or others pursuant to court orders for this purpose.

Firearm Manufacturer Liability and Disclosure

H.R. 157 - Gun Manufacturers Accountability Act

This bill repeals provisions of the Protection of Lawful Commerce in Arms Act that prohibit civil actions or administrative proceedings against firearm or ammunition manufacturers, sellers, importers, dealers, or trade associations for harms resulting from the criminal or unlawful misuse of a firearm.

H.R.2364 - Investor Choice Against Gun Proliferation Act

This bill requires specified issuers of securities to annually disclose any substantial financial relationship with a manufacturer or dealer of firearms or ammunition.

Ammunition

H.R. 1705 - Jaime's Law -Would require a background check/permit to purchase and possess ammunition H.R. 686 - Stop Online Ammunition Sales Act of 2019

Would require face-to-face purchases of ammunition, licensing of ammunition dealers, and reporting regarding bulk purchases of ammunition.

H.R.952 - Armor-Piercing Bullets Act of 2019

This bill establishes a framework for determining whether certain armor piercing ammunition is primarily intended for sporting purposes. Current law prohibits the import, manufacture, and distribution of armor piercing ammunition. However, armor piercing ammunition that is primarily intended for sporting purposes is exempt from the prohibition and may be lawfully imported, manufactured, and distributed.

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H.R.175 - To amend chapter 44 of title 18, United States Code, to more comprehensively address the interstate transportation of firearms or ammunition

Safety Standards & Studies

H.R.1115 - Firearm Safety Act of 2019

To amend the Consumer Product Safety Act to remove the exclusion of pistols, revolvers, and other firearms from the definition of consumer product in order to permit the issuance of safety standards for such articles by the Consumer Product Safety Commission.

S.184 - Gun Violence Prevention Research Act

To authorize the appropriation of funds to the Centers for Disease Control and Prevention for conducting or supporting research on firearms safety or gun violence prevention

H.R.674 - Gun Violence Prevention Research Act of 2019

To authorize the appropriation of funds to the Centers for Disease Control and Prevention for conducting or supporting research on firearms safety or gun violence prevention.

H.R.942 -SAFETY Act

To amend the Internal Revenue Code of 1986 to provide an enhanced research credit for the development of smart gun technologies.

S.1884 -SAFETY Act

To amend the Internal Revenue Code of 1986 to provide an enhanced research credit for the development of smart gun technologies.

H.R.4177 - Gun Safety Board and Research Act of 2019

To establish a Gun Safety Board, and for other purposes

H.R. 3435: Local Public Health And Safety Protection Act

To encourage States to allow local governments to implement laws to reduce gun violence, and for other purposes.

S.193 - Ethan's Law. To amend chapter 44 of title 18, United States Code, to require the safe storage of firearms, and for other purposes

H.R.2867 - To amend chapter 44 of title 18, United States Code, to require the safe storage of firearms, and for other purposes

H.R.2674 - Gun Theft Prevention Act

To enhance safety and security at federally licensed gun shops, and for other purposes.

H.R.435 -National Gun Violence Research Act.

This bill amends various provisions of law and sets forth new provisions to promote gun violence research. Among other things, the bill does the following: removes limitations on the use of firearms tracing data by the Bureau of Alcohol, Tobacco, Firearms and Explosives; permits funds made available to the Department of Health and Human Services to be used for gun violence research; establishes the National Gun Violence Research Program to promote gun violence research; and authorizes various competitive grants to support research into the nature, causes, consequences, and prevention of gun violence

H.R.3420 - Federal Law Enforcement and Public Protection Act

To amend title 18, United States Code, to improve safety and security for service weapons used by Federal law enforcement officers, and for other purposes.

H.R.1114 - To require the Surgeon General of the Public Health Service to submit to Congress an annual report on the effects of gun violence on public health.

.**H.Res.162** - Expressing the condolences of the House of Representatives and honoring the memory of the victims of the mass shooting in Aurora, Illinois, on February 15, 2019.

Ghost Guns Etc.

H.R. 1266 - Ghost Guns Are Guns Act

To amend title 18, United States Code, to require firearm assembly kits to be considered to be firearms.

S. 459: Stopping the Traffic in Overseas Proliferation of Ghost Guns Act

A bill to protect the American people from undetectable ghost guns, and for other purposes.

H.R. 2621: Homeland Security Assessment of Terrorists Use of Ghost Guns Act

To direct the Under Secretary for Intelligence and Analysis of the Department of Homeland Security to develop and disseminate a threat assessment regarding terrorist use of ghost guns, and for other purposes.

H.R. 869- Undetectable Firearms Modernization Act

This bill would amend the Undetectable Firearms Act of 1988

H.R. 2071 - Second Amendment Protection Act

To amend title 18, United States Code, with respect to the sale, purchase, shipment, receipt, or possession of a firearm or ammunition by a user of medical marijuana, and for other purposes.

H.R. 33 - . Gun Trafficking Prohibition Act

This bill establishes stand-alone criminal offenses for trafficking in firearms and straw purchasing of firearms.

H.R. 4116- Prevent Gun Trafficking Act

To amend title 18, United States Code, to combat straw purchases of firearms and deter firearms trafficking S.730 - Hadiya Pendleton and Nyasia Pryear-Yard Gun Trafficking and Crime Prevention Act of 2019 A bill to prevent gun trafficking

H.R. 1670: Hadiya Pendleton and Nyasia Pryear-Yard Gun Trafficking and Crime Prevention Act of 2019

To prevent gun trafficking.

H.R. 930 - Stopping the Iron Pipeline Act of 2019

To provide for the establishment of a national standard for incorporating a passive identification ability into all firearms sold in the United States, and to require the reporting of lost or stolen firearms to the appropriate law enforcement authorities

H.R. 719 - MICRO Act

To require certain semiautomatic pistols manufactured, imported, or sold by Federal firearms licensees to be capable of microstamping ammunition, and to prohibit the removal, obliteration, or alteration of the microstamped code or microstamping capability of a firearm.

H.R. 3265 - 3D Printed Gun Safety Act of 2019

To amend chapter 44 of title 18, United States Code, to prohibit the distribution of 3D printer plans for the printing of firearms, and for other purposes

S.1831-- 3D Printed Gun Safety Act of 2019

To amend chapter 44 of title 18, United States Code, to prohibit the distribution of 3D printer plans for the printing of firearms, and for other purposes

H.R. 3553: Untraceable Firearms Act of 2019

To amend chapter 44 of title 18, United States Code, to ensure that all firearms are traceable, and for other purposes.

H.Con.Res. 46: Expressing support for the designation of June 21 as National ASK (Asking Saves Kids) Day to promote children's health and safe storage of guns in the home.

S.1779 - Equal Access to Justice for Victims of Gun Violence Act

A bill to repeal the Protection of Lawful Commerce in Arms Act.

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Misc.

H.Amdt.512 - **Description:** At the end of subtitle E of title X, insert the following: SEC. 10__. UNITED STATES MUNITIONS LIST. The President may not remove from the United States Munitions List any item that was included in category I, II, or III of the United States Munitions List, as in effect on August 31, 2017. Amends Bill: H.R.2500

H.Res.391 - The goals and ideals of National Gun Violence Awareness Weekend and National Gun Violence Awareness Month.

H.R.2585 - Resources for Victims of Gun Violence Act of 2019

To establish a Federal Advisory Council to Support Victims of Gun Violence.

S.Res.217 - A resolution expressing support for the designation of June 7 through June 9, 2019, as "National Gun Violence Awareness Weekend" and June 2019 as "National Gun Violence Awareness Month".

H.R.744 - Protecting Our Communities and Rights Act of 2019

To provide States with funding to establish new tools to prevent suicide and violence, and for other purposes

H.R.3214 -Equal Access to Justice for Victims of Gun Violence Act

To repeal the Protection of Lawful Commerce in Arms Act, and provide for the discoverability and admissibility of gun trace information in civil proceeding

H.R.1156 - LEOSA Reform Act

To amend title 18, United States Code, to improve the Law Enforcement Officer Safety Act and provisions relating to the carrying of concealed weapons by law enforcement officers, and for other purposes.

S.Res.89 - A resolution expressing the condolences of the Senate and honoring the memory of the victims of the mass shooting in Aurora, Illinois, on February 15, 2019.

Gun Buyback

H.R.1279 - Safer Neighborhoods Gun Buyback Act of 2019. To authorize the Director of the Bureau of Justice Assistance to make grants to States, units of local government, and gun dealers to conduct gun buyback programs, and for other purposes

H.R.659 - Our Safety Act. This bill directs the Department of Justice's Office of Justice Programs to establish a gun buyback grant program for state, local, and tribal law enforcement agencies

.H.R.717 - Raise the Age Act. To amend title 18, United States Code, to prohibit a Federal firearms licensee from selling or delivering certain semiautomatic centerfire rifles to a person under 21 years of age, with exceptions for active duty military personnel and full-time law enforcement officers, and for other purposes.

BATFE

Bump-Fire Stocks– March 2019.: Bureau of Alcohol, Tobacco, Firearms and Explosives, redefining terms in the existing regulation, issued a ruling that a bump-stock device falls under the term "machine gun" and converts a semi-automatic firearm operationally into an automatic weapon. Possession of a bump-stock is now a felony.