

115TH CONGRESS  
1ST SESSION

# H. R. 4186

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.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 31, 2017

Mr. HIMES (for himself, Ms. NORTON, Ms. WASSERMAN SCHULTZ, and Mrs. TORRES) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

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.

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 “Lori Jackson Domestic  
5 Violence Survivor Protection Act”.

1 **SEC. 2. DEFINITIONS OF “INTIMATE PARTNER” AND “MIS-**  
2 **DEMEANOR CRIME OF DOMESTIC VIOLENCE”**  
3 **EXPANDED.**

4 Section 921(a) of title 18, United States Code, is  
5 amended—

6 (1) in paragraph (32)—

7 (A) by striking “and an individual” and in-  
8 serting “an individual”; and

9 (B) by inserting “, or a dating partner (as  
10 defined in section 2266) or former dating part-  
11 ner” before the period at the end; and

12 (2) in paragraph (33)(A)(ii)—

13 (A) by striking “or by” and inserting  
14 “by”; and

15 (B) by inserting “, or by a dating partner  
16 (as defined in section 2266) or former dating  
17 partner of the victim” before the period at the  
18 end.

19 **SEC. 3. UNLAWFUL SALE OF FIREARM TO A PERSON SUB-**  
20 **JECT TO COURT ORDER.**

21 Section 922(d)(8) of title 18, United States Code, is  
22 amended to read as follows:

23 “(8) is subject to a court order described in  
24 subsection (g)(8); or”.

1 **SEC. 4. LIST OF PERSONS SUBJECT TO A RESTRAINING OR**  
2 **SIMILAR ORDER PROHIBITED FROM POS-**  
3 **SESSING OR RECEIVING A FIREARM EX-**  
4 **PANDED.**

5 Section 922(g)(8) of title 18, United States Code, is  
6 amended—

7 (1) in the matter preceding subparagraph (A),  
8 by striking “that”;

9 (2) by striking subparagraphs (A) and (B) and  
10 inserting the following:

11 “(A)(i) that was issued after a hearing of  
12 which such person received actual notice, and at  
13 which such person had an opportunity to par-  
14 ticipate; or

15 “(ii) in the case of an ex parte order, relat-  
16 ing to which notice and opportunity to be heard  
17 are provided—

18 “(I) within the time required by  
19 State, tribal, or territorial law; and

20 “(II) in any event within a reasonable  
21 time after the order is issued, sufficient to  
22 protect the due process rights of the per-  
23 son;

24 “(B) that restrains such person from—

25 “(i) harassing, stalking, threatening,  
26 or engaging in other conduct that would

1 put an individual in reasonable fear of bod-  
2 ily injury to such individual, including an  
3 order that was issued at the request of an  
4 employer on behalf of its employee or at  
5 the request of an institution of higher edu-  
6 cation on behalf of its student; or

7 “(ii) intimidating or dissuading a wit-  
8 ness from testifying in court; and”;

9 (3) in subparagraph (C)—

10 (A) by striking “intimate partner or child”  
11 each place it appears and inserting “individual  
12 described in subparagraph (B)”;

13 (B) in clause (i), by inserting “that” be-  
14 fore “includes”; and

15 (C) in clause (ii), by inserting “that” be-  
16 fore “by its”.

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