

116TH CONGRESS
1ST SESSION

S. 1395

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.

IN THE SENATE OF THE UNITED STATES

MAY 9, 2019

Mrs. FEINSTEIN (for herself, Mr. BLUMENTHAL, and Mr. CASEY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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.

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 “Age 21 Act”.

5 **SEC. 2. PROHIBITION ON PURCHASE OF CERTAIN FIRE-**
6 **ARMS BY INDIVIDUALS UNDER 21 YEARS OF**
7 **AGE.**

8 (a) DEFINITIONS.—Section 921(a) of title 18, United
9 States Code, is amended—

1 (1) by inserting after paragraph (29) the fol-
2 lowing:

3 “(30) The term ‘semiautomatic pistol’ means any re-
4 peating pistol that—

5 “(A) utilizes a portion of the energy of a firing
6 cartridge to extract the fired cartridge case and
7 chamber the next round; and

8 “(B) requires a separate pull of the trigger to
9 fire each cartridge.

10 “(31) The term ‘semiautomatic shotgun’ means any
11 repeating shotgun that—

12 “(A) utilizes a portion of the energy of a firing
13 cartridge to extract the fired cartridge case and
14 chamber the next round; and

15 “(B) requires a separate pull of the trigger to
16 fire each cartridge.”; and

17 (2) by adding at the end the following:

18 “(36) The term ‘semiautomatic assault weapon’
19 means any of the following, regardless of country of manu-
20 facture or caliber of ammunition accepted:

21 “(A) A semiautomatic rifle that has the capac-
22 ity to accept a detachable magazine and any one of
23 the following:

24 “(i) A pistol grip.

25 “(ii) A forward grip.

1 “(iii) A folding, telescoping, or detachable
2 stock, or is otherwise foldable or adjustable in
3 a manner that operates to reduce the length,
4 size, or any other dimension, or otherwise en-
5 hances the concealability, of the weapon.

6 “(iv) A grenade launcher.

7 “(v) A barrel shroud.

8 “(vi) A threaded barrel.

9 “(B) A semiautomatic rifle that has a fixed
10 magazine with the capacity to accept more than 10
11 rounds, except for an attached tubular device de-
12 signed to accept, and is capable of operating only
13 with, .22 caliber rimfire ammunition.

14 “(C) Any part, combination of parts, compo-
15 nent, device, attachment, or accessory that is de-
16 signed or functions to accelerate the rate of fire of
17 a semiautomatic rifle but not convert the semiauto-
18 matic rifle into a machinegun.

19 “(D) A semiautomatic pistol that has the ca-
20 pacity to accept a detachable magazine and any one
21 of the following:

22 “(i) A threaded barrel.

23 “(ii) A second pistol grip.

24 “(iii) A barrel shroud.

1 “(iv) The capacity to accept a detachable
2 magazine at some location outside of the pistol
3 grip.

4 “(v) A semiautomatic version of an auto-
5 matic firearm.

6 “(vi) A manufactured weight of 50 ounces
7 or more when unloaded.

8 “(vii) A stabilizing brace or similar compo-
9 nent.

10 “(E) A semiautomatic pistol with a fixed maga-
11 zine that has the capacity to accept more than 10
12 rounds.

13 “(F) A semiautomatic shotgun that has any one
14 of the following:

15 “(i) A folding, telescoping, or detachable
16 stock.

17 “(ii) A pistol grip.

18 “(iii) A fixed magazine with the capacity to
19 accept more than 5 rounds.

20 “(iv) The ability to accept a detachable
21 magazine.

22 “(v) A forward grip.

23 “(vi) A grenade launcher.

24 “(G) Any shotgun with a revolving cylinder.

1 “(H) All of the following rifles, copies, dupli-
2 cates, variants, or altered facsimiles with the capa-
3 bility of any such weapon thereof:

4 “(i) All AK types, including the following:

5 “(I) AK, AK47, AK47S, AK-74,
6 AKM, AKS, ARM, MAK90, MISR,
7 NHM90, NHM91, Rock River Arms LAR-
8 47, SA85, SA93, Vector Arms AK-47,
9 VEPR, WASR-10, and WUM.

10 “(II) IZHMAASH Saiga AK.

11 “(III) MAADI AK47 and ARM.

12 “(IV) Norinco 56S, 56S2, 84S, and
13 86S.

14 “(V) Poly Technologies AK47 and
15 AKS.

16 “(ii) All AR types, including the following:

17 “(I) AR-10.

18 “(II) AR-15.

19 “(III) Alexander Arms Overmatch
20 Plus 16.

21 “(IV) Armalite M15 22LR Carbine.

22 “(V) Armalite M15-T.

23 “(VI) Barrett REC7.

24 “(VII) Beretta AR-70.

- 1 “(VIII) Black Rain Ordnance Recon
2 Scout.
- 3 “(IX) Bushmaster ACR.
- 4 “(X) Bushmaster Carbon 15.
- 5 “(XI) Bushmaster MOE series.
- 6 “(XII) Bushmaster XM15.
- 7 “(XIII) Chiappa Firearms MFour ri-
8 fles.
- 9 “(XIV) Colt Match Target rifles.
- 10 “(XV) CORE Rifle Systems CORE15
11 rifles.
- 12 “(XVI) Daniel Defense M4A1 rifles.
- 13 “(XVII) Devil Dog Arms 15 Series ri-
14 fles.
- 15 “(XVIII) Diamondback DB15 rifles.
- 16 “(XIX) DoubleStar AR rifles.
- 17 “(XX) DPMS Tactical rifles.
- 18 “(XXI) DSA Inc. ZM-4 Carbine.
- 19 “(XXII) Heckler & Koch MR556.
- 20 “(XXIII) High Standard HSA-15 ri-
21 fles.
- 22 “(XXIV) Jesse James Nomad AR-15
23 rifle.
- 24 “(XXV) Knight’s Armament SR-15.
- 25 “(XXVI) Lancer L15 rifles.

- 1 “(XXVII) MGI Hydra Series rifles.
- 2 “(XXVIII) Mossberg MMR Tactical
3 rifles.
- 4 “(XXIX) Noreen Firearms BN 36
5 rifle.
- 6 “(XXX) Olympic Arms.
- 7 “(XXXI) POF USA P415.
- 8 “(XXXII) Precision Firearms AR ri-
9 fles.
- 10 “(XXXIII) Remington R-15 rifles.
- 11 “(XXXIV) Rhino Arms AR rifles.
- 12 “(XXXV) Rock River Arms LAR-15.
- 13 “(XXXVI) Sig Sauer SIG516 rifles
14 and MCX rifles.
- 15 “(XXXVII) SKS with a detachable
16 magazine.
- 17 “(XXXVIII) Smith & Wesson M&P15
18 rifles.
- 19 “(XXXIX) Stag Arms AR rifles.
- 20 “(XL) Sturm, Ruger & Co. SR556
21 and AR-556 rifles.
- 22 “(XLI) Uselton Arms Air-Lite M-4
23 rifles.
- 24 “(XLII) Windham Weaponry AR ri-
25 fles.

1 “(XLIII) WMD Guns Big Beast.

2 “(XLIV) Yankee Hill Machine Com-
3 pany, Inc. YHM-15 rifles.

4 “(iii) Barrett M107A1.

5 “(iv) Barrett M82A1.

6 “(v) Beretta CX4 Storm.

7 “(vi) Calico Liberty Series.

8 “(vii) CETME Sporter.

9 “(viii) Daewoo K-1, K-2, Max 1, Max 2,
10 AR 100, and AR 110C.

11 “(ix) Fabrique Nationale/FN Herstal
12 FAL, LAR, 22 FNC, 308 Match, L1A1
13 Sporter, PS90, SCAR, and FS2000.

14 “(x) Feather Industries AT-9.

15 “(xi) Galil Model AR and Model ARM.

16 “(xii) Hi-Point Carbine.

17 “(xiii) HK-91, HK-93, HK-94, HK-
18 PSG-1, and HK USC.

19 “(xiv) IWI TAVOR, Galil ACE rifle.

20 “(xv) Kel-Tec Sub-2000, SU-16, and
21 RFB.

22 “(xvi) SIG AMT, SIG PE-57, Sig Sauer
23 SG 550, Sig Sauer SG 551, and SIG MCX.

24 “(xvii) Springfield Armory SAR-48.

25 “(xviii) Steyr AUG.

1 “(xix) Sturm, Ruger & Co. Mini-14 Tac-
2 tical Rifle M-14/20CF.

3 “(xx) All Thompson rifles, including the
4 following:

5 “(I) Thompson M1SB.

6 “(II) Thompson T1100D.

7 “(III) Thompson T150D.

8 “(IV) Thompson T1B.

9 “(V) Thompson T1B100D.

10 “(VI) Thompson T1B50D.

11 “(VII) Thompson T1BSB.

12 “(VIII) Thompson T1-C.

13 “(IX) Thompson T1D.

14 “(X) Thompson T1SB.

15 “(XI) Thompson T5.

16 “(XII) Thompson T5100D.

17 “(XIII) Thompson TM1.

18 “(XIV) Thompson TM1C.

19 “(xxi) UMAREX UZI rifle.

20 “(xxii) UZI Mini Carbine, UZI Model A
21 Carbine, and UZI Model B Carbine.

22 “(xxiii) Valmet M62S, M71S, and M78.

23 “(xxiv) Vector Arms UZI Type.

24 “(xxv) Weaver Arms Nighthawk.

25 “(xxvi) Wilkinson Arms Linda Carbine.

1 “(I) All of the following pistols, copies, dupli-
2 cates, variants, or altered facsimiles with the capa-
3 bility of any such weapon thereof:

4 “(i) All AK-47 types, including the fol-
5 lowing:

6 “(I) Centurion 39 AK pistol.

7 “(II) CZ Scorpion pistol.

8 “(III) Draco AK-47 pistol.

9 “(IV) HCR AK-47 pistol.

10 “(V) IO Inc. Hellpup AK-47 pistol.

11 “(VI) Krinkov pistol.

12 “(VII) Mini Draco AK-47 pistol.

13 “(VIII) PAP M92 pistol.

14 “(IX) Yugo Krebs Krink pistol.

15 “(ii) All AR-15 types, including the fol-
16 lowing:

17 “(I) American Spirit AR-15 pistol.

18 “(II) Bushmaster Carbon 15 pistol.

19 “(III) Chiappa Firearms M4 Pistol
20 GEN II.

21 “(IV) CORE Rifle Systems CORE15
22 Roscoe pistol.

23 “(V) Daniel Defense MK18 pistol.

24 “(VI) DoubleStar Corporation AR pis-
25 tol.

- 1 “(VII) DPMS AR–15 pistol.
- 2 “(VIII) Jesse James Nomad AR–15
3 pistol.
- 4 “(IX) Olympic Arms AR–15 pistol.
- 5 “(X) Osprey Armament MK–18 pis-
6 tol.
- 7 “(XI) POF USA AR pistols.
- 8 “(XII) Rock River Arms LAR 15 pis-
9 tol.
- 10 “(XIII) Uselton Arms Air-Lite M–4
11 pistol.
- 12 “(iii) Calico Liberty pistols.
- 13 “(iv) DSA SA58 PKP FAL pistol.
- 14 “(v) Encom MP–9 and MP–45.
- 15 “(vi) Heckler & Koch model SP–89 pistol.
- 16 “(vii) Intratec AB–10, TEC–22 Scorpion,
17 TEC–9, and TEC–DC9.
- 18 “(viii) IWI Galil Ace pistol, UZI PRO pis-
19 tol.
- 20 “(ix) Kel-Tec PLR 16 pistol.
- 21 “(x) The following MAC types:
- 22 “(I) MAC–10.
- 23 “(II) MAC–11.

1 “(III) Masterpiece Arms MPA A930
2 Mini Pistol, MPA460 Pistol, MPA Tactical
3 Pistol, and MPA Mini Tactical Pistol.

4 “(IV) Military Armament Corp.
5 Ingram M-11.

6 “(V) Velocity Arms VMAC.

7 “(xi) Sig Sauer P556 pistol.

8 “(xii) Sites Spectre.

9 “(xiii) All Thompson types, including the
10 following:

11 “(I) Thompson TA510D.

12 “(II) Thompson TA5.

13 “(xiv) All UZI types, including Micro-UZI.

14 “(J) All of the following shotguns, copies, dupli-
15 cates, variants, or altered facsimiles with the capa-
16 bility of any such weapon thereof:

17 “(i) DERYA Anakon MC-1980, Anakon
18 SD12.

19 “(ii) Doruk Lethal shotguns.

20 “(iii) Franchi LAW-12 and SPAS 12.

21 “(iv) All IZHMASH Saiga 12 types, in-
22 cluding the following:

23 “(I) IZHMASH Saiga 12.

24 “(II) IZHMASH Saiga 12S.

1 “(III) IZHMASH Saiga 12S EXP–

2 01.

3 “(IV) IZHMASH Saiga 12K.

4 “(V) IZHMASH Saiga 12K–030.

5 “(VI) IZHMASH Saiga 12K–040

6 Taktika.

7 “(v) Streetsweeper.

8 “(vi) Striker 12.

9 “(K) All belt-fed semiautomatic firearms, in-
10 cluding TNW M2HB and FN M2495.

11 “(L) Any combination of parts from which a
12 firearm described in subparagraphs (A) through (K)
13 can be assembled.

14 “(M) The frame or receiver of a rifle or shot-
15 gun described in subparagraph (A), (B), (C), (F),
16 (G), (H), (J), or (K).

17 “(37) The term ‘large capacity ammunition feeding
18 device’—

19 “(A) means a magazine, belt, drum, feed strip,
20 or similar device, including any such device joined or
21 coupled with another in any manner, that has an
22 overall capacity of, or that can be readily restored,
23 changed, or converted to accept, more than 10
24 rounds of ammunition; and

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

4 “(38) The term ‘barrel shroud’—

5 “(A) means a shroud that is attached to, or
6 partially or completely encircles, the barrel of a fire-
7 arm so that the shroud protects the user of the fire-
8 arm from heat generated by the barrel; and

9 “(B) does not include—

10 “(i) a slide that partially or completely en-
11 closes the barrel; or

12 “(ii) an extension of the stock along the
13 bottom of the barrel which does not encircle or
14 substantially encircle the barrel.

15 “(39) The term ‘detachable magazine’ means an am-
16 munition feeding device that can be removed from a fire-
17 arm without disassembly of the firearm action.

18 “(40) The term ‘fixed magazine’ means an ammuni-
19 tion feeding device that is permanently fixed to the firearm
20 in such a manner that it cannot be removed without dis-
21 assembly of the firearm.

22 “(41) The term ‘folding, telescoping, or detachable
23 stock’ means a stock that folds, telescopes, detaches or
24 otherwise operates to reduce the length, size, or any other

1 dimension, or otherwise enhances the concealability, of a
2 firearm.

3 “(42) The term ‘forward grip’ means a grip located
4 forward of the trigger that functions as a pistol grip.

5 “(43) The term ‘grenade launcher’ means an attach-
6 ment for use on a firearm that is designed to propel a
7 grenade or other similar destructive device.

8 “(44) The term ‘pistol grip’ means a grip, a thumb-
9 hole stock or Thordsen-type grip or stock, or any other
10 characteristic that can function as a grip.

11 “(45) The term ‘threaded barrel’ means a feature or
12 characteristic that is designed in such a manner to allow
13 for the attachment of a device such as a firearm silencer
14 or a flash suppressor.

15 “(46) The term ‘belt-fed semiautomatic firearm’
16 means any repeating firearm that—

17 “(A) utilizes a portion of the energy of a firing
18 cartridge to extract the fired cartridge case and
19 chamber the next round;

20 “(B) requires a separate pull of the trigger to
21 fire each cartridge; and

22 “(C) has the capacity to accept a belt ammuni-
23 tion feeding device.”.

24 (b) PROHIBITION.—Chapter 44 of title 18, United
25 States Code, is amended—

1 (1) in section 922—

2 (A) in subsection (b)—

3 (i) in paragraph (1)—

4 (I) by inserting “(A)” after
5 “(1)”; and

6 (II) by inserting “or” after the
7 semicolon; and

8 (ii) by adding at the end the fol-
9 lowing:

10 “(B) any large capacity ammunition feeding de-
11 vice to any individual who the licensee knows or has
12 reasonable cause to believe is less than 21 years of
13 age;”;

14 (B) in subsection (c)(1), by inserting “a
15 large capacity ammunition feeding device or”
16 before “any firearm other than”; and

17 (C) in subsection (x)—

18 (i) in paragraph (1), by striking “a
19 juvenile—” and all that follows through
20 “handgun.” and inserting the following:

21 “less than 21 years of age—

22 “(A) a handgun;

23 “(B) a semiautomatic assault weapon;

24 “(C) a large capacity ammunition feeding de-
25 vice; or

1 “(D) ammunition that is suitable for use only
2 in a handgun or semiautomatic assault weapon.”;

3 (ii) in paragraph (2), by striking “a
4 juvenile” and all that follows through
5 “handgun.” and inserting the following:
6 “less than 21 years of age to knowingly
7 possess—

8 “(A) a handgun;

9 “(B) a semiautomatic assault weapon;

10 “(C) a large capacity ammunition feeding de-
11 vice; or

12 “(D) ammunition that is suitable for use only
13 in a handgun or semiautomatic assault weapon.”;

14 (iii) by striking paragraphs (3), (4),
15 and (5) and inserting the following:

16 “(3) This subsection does not apply to—

17 “(A) a temporary transfer of a covered firearm
18 or covered ammunition to a person who is less than
19 21 years of age or to the possession or use of a cov-
20 ered firearm or covered ammunition by a person who
21 is less than 21 years of age if the covered firearm
22 or covered ammunition is possessed and used by the
23 person—

24 “(i) in the course of employment, in the
25 course of ranching or farming related to activi-

1 ties at the residence of the person (or on prop-
2 erty used for ranching or farming at which the
3 person, with the permission of the property
4 owner or lessee, is performing activities related
5 to the operation of the farm or ranch), target
6 practice, hunting, or a course of instruction in
7 the safe and lawful use of a covered firearm;

8 “(ii) with the prior written consent of the
9 person’s parent or guardian who is not prohib-
10 ited by Federal, State, or local law from pos-
11 sessing a firearm, except—

12 “(I) during transportation by the per-
13 son of an unloaded covered firearm in a
14 locked container directly from the place of
15 transfer to a place at which an activity de-
16 scribed in clause (i) is to take place and
17 transportation by the person of that cov-
18 ered firearm, unloaded and in a locked
19 container, directly from the place at which
20 such an activity took place to the trans-
21 feror; or

22 “(II) with respect to ranching or
23 farming activities as described in clause
24 (i), a person who is less than 21 years of
25 age may possess and use a covered firearm

1 or covered ammunition with the prior writ-
2 ten approval of the person's parent or legal
3 guardian and at the direction of an adult
4 who is not prohibited by Federal, State or
5 local law from possessing a firearm;

6 “(iii) the person has the prior written con-
7 sent in the person's possession at all times
8 when a covered firearm or covered ammunition
9 is in the possession of the person; and

10 “(iv) in accordance with State and local
11 law;

12 “(B) a person who is less than 21 years of age
13 who is a member of the Armed Forces of the United
14 States or the National Guard who possesses or is
15 armed with a covered firearm or covered ammunition
16 in the line of duty;

17 “(C) a transfer by inheritance of title (but not
18 possession) of a covered firearm or covered ammuni-
19 tion to a person who is less than 21 years of age;
20 or

21 “(D) the possession of a covered firearm or cov-
22 ered ammunition by a person who is less than 21
23 years of age taken in defense of the person or other
24 individuals against an intruder into the residence of

1 the person or a residence in which the person is an
2 invited guest.

3 “(4) A covered firearm or covered ammunition, the
4 possession of which is transferred to a person who is less
5 than 21 years of age in circumstances in which the trans-
6 feror is not in violation of this subsection shall not be sub-
7 ject to permanent confiscation by the Government if its
8 possession by the person who is less than 21 years of age
9 subsequently becomes unlawful because of the conduct of
10 the person who is less than 21 years of age, but shall be
11 returned to the lawful owner when such covered firearm
12 or covered ammunition is no longer required by the Gov-
13 ernment for the purposes of investigation or prosecution.

14 “(5) For purposes of this subsection—

15 “(A) the term ‘covered ammunition’ means am-
16 munition that is suitable for use only in a handgun
17 or a semiautomatic assault weapon; and

18 “(B) the term ‘covered firearm’ means—

19 “(i) a handgun;

20 “(ii) a semiautomatic assault weapon; or

21 “(iii) a large capacity ammunition feeding
22 device.”; and

23 (iv) in paragraph (6)—

24 (I) in subparagraph (A), by strik-
25 ing “a juvenile defendant’s parent or

1 legal guardian” and inserting “the
2 parent or legal guardian of a defend-
3 ant who is less than 21 years of age”;
4 and

5 (II) in subparagraph (C), by
6 striking “a juvenile defendant” and
7 inserting “a defendant who is less
8 than 21 years of age”; and

9 (2) in section 924(a)(6)—

10 (A) in subparagraph (A)—

11 (i) in clause (i), by striking “juvenile”
12 each place the term appears and inserting
13 “person who is less than 21 years of age”;
14 and

15 (ii) in clause (ii)—

16 (I) in the matter preceding sub-
17 clause (I), by striking “juvenile” and
18 inserting “person who is less than 21
19 years of age”;

20 (II) in subclause (I)—

21 (aa) by striking “juvenile”
22 and inserting “person who is less
23 than 21 years of age”; and

24 (bb) by striking “handgun
25 or ammunition” and inserting

1 “covered firearm or covered am-
2 munition”; and

3 (III) in subclause (II), by strik-
4 ing “juvenile has” and inserting “per-
5 son who is less than 21 years of age
6 has”; and

7 (B) in subparagraph (B)—

8 (i) by striking “juvenile” each place
9 the term appears and inserting “person
10 who is less than 21 years of age”; and

11 (ii) by striking “handgun or ammuni-
12 tion” each place the term appears and in-
13 sserting “covered firearm or covered ammu-
14 nition”.

○