

115TH CONGRESS  
2D SESSION

# H. R. 5134

To amend title 18, United States Code, to combat straw purchases of firearms.

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IN THE HOUSE OF REPRESENTATIVES

MARCH 1, 2018

Mr. BACON (for himself and Mr. CARBAJAL) 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 combat straw purchases of firearms.

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 “STOP Straw Pur-  
5 chases Act”.

6 **SEC. 2. INCREASE IN PENALTIES FOR STRAW PURCHASERS**  
7 **OF FIREARMS.**

8 Section 924(a)(2) of title 18, United States Code, is  
9 amended by inserting “, except that in the case of a viola-  
10 tion of section 922(a)(6) involving deception as to the

1 identity of the actual transferee of a firearm, the violator  
2 shall be fined not more than \$750,000, imprisoned not  
3 more than 25 years, or both” before the period.

4 **SEC. 3. PROHIBITION ON CONTINUING CRIMINAL ENTER-**  
5 **PRISE INVOLVING STRAW PURCHASES OF**  
6 **FIREARMS; PROHIBITION ON OBTAINING**  
7 **FIREARM BY INDUCING STRAW PURCHASE.**

8       (a) PROHIBITIONS.—Section 922 of title 18, United  
9 States Code, is amended by adding at the end the fol-  
10 lowing:

11       “(aa) It shall be unlawful for any person, in or affect-  
12 ing interstate or foreign commerce, to—

13               “(1) induce, or act in concert with, another per-  
14 son to engage in a continuing series of violations of  
15 subsection (a)(6) involving deception as to the iden-  
16 tity of the actual transferee of a firearm, from which  
17 such person obtains substantial income or resources;  
18 and

19               “(2) with respect to such other person, occupy  
20 a position of organizer, a supervisory position, or  
21 any other position of management.

22       “(bb) It shall be unlawful for any person, in or affect-  
23 ing interstate or foreign commerce, to obtain a firearm  
24 by inducing another person to violate subsection (a)(6) by

1 falsely claiming to be the actual transferee of the fire-  
2 arm.”.

3 (b) PENALTIES.—Section 924(a) of such title is  
4 amended by adding at the end the following:

5 “(8) Whoever knowingly violates section 922(aa)  
6 shall be fined not more than \$1,000,000, imprisoned not  
7 more than 30 years, or both.

8 “(9) Whoever knowingly violates section 922(bb)  
9 shall be fined not more than \$750,000, imprisoned not  
10 more than 25 years, or both.”.

11 **SEC. 4. INCLUSION IN FIREARMS TRANSACTION RECORD**  
12 **FORM OF OUTLINE OF PENALTIES FOR THE**  
13 **STRAW PURCHASE OF A FIREARM.**

14 The Director of the Bureau of Alcohol, Tobacco,  
15 Firearms, and Explosives shall ensure that the Firearms  
16 Transaction Record form used by the Bureau includes a  
17 statement outlining the penalties for acting as the straw  
18 purchaser of a firearm. For purposes of this section, a  
19 person acts as the straw purchaser of a firearm if the per-  
20 son violates section 922(a)(6) of title 18, United States  
21 Code, through deception as to the identity of the actual  
22 transferee of the firearm.

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