

114TH CONGRESS
1ST SESSION

H. R. 376

To prohibit the sale, offering for sale, manufacture for sale, distribution in commerce, or import into the United States of certain firearm receiver castings or blanks, assault weapon parts kits, and machinegun parts kits and to prohibit the marketing or advertising of such castings or blanks and kits on any medium of electronic communications.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 14, 2015

Mr. HONDA (for himself, Mr. CONYERS, Mr. HASTINGS, Ms. KELLY of Illinois, Mr. DANNY K. DAVIS of Illinois, Ms. MATSUI, Ms. SCHAKOWSKY, and Mrs. CAPPS) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To prohibit the sale, offering for sale, manufacture for sale, distribution in commerce, or import into the United States of certain firearm receiver castings or blanks, assault weapon parts kits, and machinegun parts kits and to prohibit the marketing or advertising of such castings or blanks and kits on any medium of electronic communications.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Home-Assembled Fire-
3 arms Restriction Act of 2015”.

4 **SEC. 2. DO-IT-YOURSELF ASSAULT WEAPON BAN.**

5 (a) **BANNED HAZARDOUS PRODUCTS.**—Notwith-
6 standing section 3(a)(5)(E) of the Consumer Product
7 Safety Act (15 U.S.C. 2052(a)(5)(E)), the following shall
8 be considered banned hazardous products under section
9 8 of such Act (15 U.S.C. 2057):

10 (1) A firearm receiver casting or firearm re-
11 ceiver blank that—

12 (A) at the point of sale does not meet the
13 definition of a firearm in section 921(a) of title
14 18, United States Code; and

15 (B) after purchase by a consumer, can be
16 completed by the consumer to the point at
17 which such casting or blank functions as a fire-
18 arm frame or receiver for a semiautomatic as-
19 sault weapon or machine gun.

20 (2) An assault weapon parts kit.

21 (3) A machinegun parts kit.

22 (b) **ENFORCEMENT.**—Subsection (a) shall be treated
23 as a ban under section 19 of the Consumer Product Safety
24 Act (15 U.S.C. 2068).

25 (c) **CONSULTATION.**—In enforcing this section, the
26 Consumer Product Safety Commission shall periodically

1 consult with the Bureau of Alcohol, Tobacco, Firearms
2 and Explosives regarding effective strategies for and
3 methods of enforcement.

4 **SEC. 3. PROHIBITION OF ADVERTISING DO-IT-YOURSELF**
5 **ASSAULT WEAPONS.**

6 (a) IN GENERAL.—It shall be unlawful to market or
7 advertise, on any medium of electronic communications,
8 including over the Internet, for the sale of any of the fol-
9 lowing:

10 (1) A firearm receiver casting or firearm re-
11 ceiver blank that—

12 (A) at the point of sale does not meet the
13 definition of a firearm in section 921(a) of title
14 18, United States Code; and

15 (B) after purchase by a consumer, can be
16 completed by the consumer to the point at
17 which such casting or blank functions as a fire-
18 arm frame or receiver for a semiautomatic as-
19 sault weapon or machinegun.

20 (2) An assault weapon parts kit.

21 (3) A machinegun parts kit.

22 (b) ENFORCEMENT BY THE FEDERAL TRADE COM-
23 MISSION.—A violation of subsection (a) shall be treated
24 as a violation of a rule defining an unfair or deceptive
25 act or practice described under section 18(a)(1)(B) of the

1 Federal Trade Commission Act (15 U.S.C. 57a(a)(1)(B)).
2 The Federal Trade Commission shall enforce this section
3 in the same manner, by the same means, and with the
4 same jurisdiction, powers, and duties as though all appli-
5 cable terms and provisions of the Federal Trade Commis-
6 sion Act (15 U.S.C. 41 et seq.) were incorporated into and
7 made a part of this Act.

8 (c) RULE OF CONSTRUCTION.—Nothing contained in
9 this Act shall be construed to limit the authority of the
10 Federal Trade Commission under any other provision of
11 law.

12 **SEC. 4. DEFINITIONS.**

13 (a) TERMS.—For purposes of this Act—

14 (1) the term “assault weapon parts kit” means
15 any part or combination of parts not designed and
16 intended for repair or replacement but designed and
17 intended to enable a consumer who possesses all
18 such necessary parts to assemble a semiautomatic
19 assault weapon;

20 (2) the term “machinegun parts kit” means any
21 part or combination of parts designed and intended
22 to enable a consumer who possesses all such nec-
23 essary parts to assemble a machinegun or convert a
24 firearm into a machinegun;

1 (3) the term “semiautomatic assault weapon”
2 means—

3 (A) a semiautomatic rifle or semiautomatic
4 shotgun that has the capacity to accept a de-
5 tachable ammunition magazine; or

6 (B) a semiautomatic pistol that has—

7 (i) the capacity to accept a detachable
8 ammunition magazine; and

9 (ii) any one of the features described
10 in subsection (b);

11 (4) the term “machinegun” has the meaning
12 given such term in section 5845(b) of the Internal
13 Revenue Code of 1986;

14 (5) the term “semiautomatic pistol” means any
15 repeating pistol that utilizes a portion of the energy
16 of a firing cartridge to extract the fixed cartridge
17 case and chamber the next round and requires a
18 separate pull of the trigger to fire each cartridge;

19 (6) the term “semiautomatic rifle” has the
20 meaning given such term in section 921(a)(28) of
21 title 18, United States Code; and

22 (7) the term “semiautomatic shotgun” means
23 any repeating shotgun that utilizes a portion of the
24 energy of a firing cartridge to extract the fixed car-

1 tridge case and chamber the next round and requires
2 a separate pull of a trigger to fire each cartridge.

3 (b) SPECIAL FEATURES OF A SEMIAUTOMATIC PIS-
4 TOL.—The special features described in subsection
5 (a)(3)(B)(ii) are—

6 (1) an ammunition magazine that attaches to
7 the pistol outside of the pistol grip;

8 (2) a threaded barrel capable of accepting a
9 barrel extender, flash suppressor, forward handgrip,
10 or silencer;

11 (3) a shroud that is attached to, or partially or
12 completely encircles, the barrel and that permits the
13 shooter to hold the firearm with the nontrigger hand
14 without being burned;

15 (4) a manufactured weight of 50 ounces or
16 more when the pistol is unloaded; and

17 (5) a semiautomatic version of an automatic
18 firearm.

19 **SEC. 5. CONSTRUCTION.**

20 Nothing in this Act shall be construed as limiting the
21 ability of a State to enact more restrictive gun-related
22 laws, or bans on firearm receiver castings, firearm receiver
23 blanks, assault weapon parts kits, or machinegun parts
24 kits.

○