

113TH CONGRESS
1ST SESSION

H. R. 2405

To amend chapter 44 of title 18, United States Code, to clarify the circumstances under which the enhanced penalty provisions for subsequent convictions apply.

IN THE HOUSE OF REPRESENTATIVES

JUNE 17, 2013

Mr. SCOTT of Virginia introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend chapter 44 of title 18, United States Code, to clarify the circumstances under which the enhanced penalty provisions for subsequent convictions apply.

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 “Firearm Recidivist
5 Sentencing Act of 2013”.

6 **SEC. 2. AMENDMENTS TO ENHANCED PENALTIES PROVI-**
7 **SIONS.**

8 Section 924(c) of title 18, United States Code, is
9 amended—

1 (1) in paragraph (1)—

2 (A) in subparagraph (A), by striking “Ex-
3 cept to the extent that a greater minimum sen-
4 tence is otherwise provided by this subsection or
5 by any other provision of law, any” and insert-
6 ing “Any”;

7 (B) in each of subparagraphs (A) through
8 (C), by striking “less” each place it appears
9 and inserting “more”; and

10 (C) in subparagraph (C)—

11 (i) by striking “In the case of a sec-
12 ond or subsequent conviction under this
13 subsection” and inserting “If a person is
14 convicted under this subsection after a
15 prior conviction under this subsection has
16 become final”; and

17 (ii) by striking “imprisonment” and
18 inserting “a term of imprisonment for any
19 term of years or”;

20 (2) in paragraph (5)—

21 (A) in subparagraph (A), by striking
22 “less” and inserting “more”; and

23 (B) in subparagraph (B)(i), by striking
24 “punished by death or”; and

25 (3) by adding at the end the following:

1 “(6) The provisions of section 411 of the Con-
2 trolled Substances Act (21 U.S.C. 851), other than
3 subsections (a)(2) and (e) of such section, as in ef-
4 fect on the date of the enactment of this paragraph,
5 shall apply to sentencing for convictions under this
6 subsection in the same manner in which such provi-
7 sions apply to sentencing for offenses under part D
8 of title II of such Act.”.

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