

114TH CONGRESS  
2D SESSION

# S. 3393

To prevent terrorists and criminals from obtaining explosives and firearms.

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 26, 2016

Mr. LEAHY introduced the following bill; which was read twice and referred  
to the Committee on the Judiciary

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## A BILL

To prevent terrorists and criminals from obtaining explosives  
and 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 “No Explosives or Arms  
5 for Terrorists and Criminals Act”.

6 **SEC. 2. PREVENTING TERRORISTS AND CRIMINALS FROM**  
7 **OBTAINING EXPLOSIVES AND FIREARMS.**

8 (a) FIREARMS.—Section 924 of title 18, United  
9 States Code, is amended by striking subsection (h) and  
10 inserting the following:

1       “(h) Whoever knowingly receives or transfers a fire-  
2 arm, or attempts or conspires to do so, knowing or having  
3 reasonable cause to believe that such firearm will be used  
4 to commit a Federal crime of terrorism (as defined in sec-  
5 tion 2332b(g)(5)), crime of violence (as defined in sub-  
6 section (c)(3)), or drug trafficking crime (as defined in  
7 subsection (c)(2)) shall be fined under this title, impris-  
8 oned for not more than 15 years, or both.”.

9       (b) EXPLOSIVES.—Section 844 of title 18, United  
10 States Code, is amended by adding at the end the fol-  
11 lowing:

12       “(q) A person who attempts to commit any offense  
13 described in subsection (o) or (r) shall be fined under this  
14 title, imprisoned for not more than 10 years, or both.

15       “(r)(1) Whoever knowingly transfers any explosives  
16 precursor, knowing or having reasonable cause to believe  
17 that such explosives precursor will be used to commit a  
18 crime of violence (as defined in section 924(c)(3)) or drug  
19 trafficking crime (as defined in section 924(c)(2)) shall  
20 be fined under this title, imprisoned for not more than  
21 10 years, or both.

22       “(2) For purposes of this subsection the term ‘explo-  
23 sives precursor’ means a chemical substance which can be

- 1 made into an explosive material by mixing or blending
- 2 with other substances.”.

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