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A BILL
23-682

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on a temporary basis, the Firearms Control Regulations Act of 1975 and An Act to control the possession, sale, transfer, and use of pistols and other dangerous weapons in the District of Columbia to define the terms ghost gun, security exemplar, receiver, and unfinished frame or receiver; and to prohibit the registration and possession of ghost guns.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Ghost Guns Prohibition Temporary Amendment Act of 2020”.

Sec. 2. The Firearms Control Regulations Act of 1975, effective September 24, 1976 (D.C. Law 1-85; D.C. Official Code § 7-2501.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 7-2501.01) is amended as follows:

(1) A new paragraph (9A-i) is added to read as follows:

“(9A-i) “Ghost gun” means a firearm that, after the removal of all parts other than a receiver, is not as detectable as the Security Exemplar, by walk-through metal detectors calibrated and operated to detect the Security Exemplar; or any major component of which, when subjected to inspection by the types of detection devices commonly used at secure public buildings and transit stations, does not generate an image that accurately depicts the shape of the component. The term “ghost gun” includes an unfinished frame or receiver.”.

28 (2) A new paragraph (12B) is added to read as follows:

29 “(12B) “Receiver” means the part of a firearm that provides the action or housing
30 for the hammer, bolt, or breechblock and firing mechanism.

31 (3) A new paragraph (14-A) is added to read as follows:

32 “(14-A) “Security exemplar” means an object, to be fabricated at the direction of
33 the Mayor, that is:

34 “(1) Constructed of 3.7 ounces of material type 17-4 PH stainless steel in a shape
35 resembling a handgun; and

36 “(2) Suitable for testing and calibrating metal detectors.

37 (3) A new paragraph (17A-i) is added to read as follows:

38 “(17A-i) “Unfinished frame or receiver” means a frame or receiver of a firearm,
39 rifle or shotgun which is not yet a component part of a firearm, but which may without the
40 expenditure of substantial time and effort be readily made into an operable frame or receiver
41 through milling, drilling, or other means. “Unfinished frame or receiver” includes any
42 manufactured object, any incompletely manufactured component part of a firearm, or any
43 combination thereof which is not a functional frame or receiver but is designed, manufactured,
44 assembled, marketed, or intended to be used for that purpose, and can be readily made into a
45 functional frame or receiver. For purposes of this paragraph, the word “manufacture” means to
46 fabricate, make, form, produce or construct, by manual labor or by machinery, and the word
47 “assemble” means to fit together component parts.”.

48 (b) Section 202(a) (D.C. Official Code § 7-2502.02(a)) is amended as follows:

49 (1) Paragraph (6) is amended by striking the word “or”.

50 (2) Paragraph (7) is amended by striking the period and inserting the phrase “; or”
51 in its place.

52 (3) A new paragraph (8) is added to read as follows:

53 “(8) Ghost gun.”.

54 (c) Section 501 (D.C. Official Code § 7-2505.01) is amended to read as follows:

55 “No person or organization shall sell, transfer or otherwise dispose of any firearm,
56 destructive device, ghost gun, unfinished frame or receiver, or ammunition in the District except
57 as provided in D.C. Official Code §§ 7-2502.10(c), 7-2505.02, 7-2507.05, 7-2510.07, or 7-
58 2510.09.”.

59 Sec. 3. An Act To control the possession, sale, transfer, and use of pistols and other
60 dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of
61 evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650; D.C. Official Code § 22-
62 4501 *et seq.*), is amended as follows:

63 (a) Section 1 (D.C. Official Code § 22-4501) is amended by adding a new paragraph (2B)
64 to read as follows:

65 “(2B) “Ghost gun” shall have the same meaning as provided in section 101(9A-i)
66 of the Firearms Control Regulations Act of 1975, effective September 24, 1976 (D.C. Law 1-85;
67 D.C. Official Code § 7-2501.01(9A-i))”.

ENGROSSED ORIGINAL

68 (b) Section 14(a) (D.C. Official Code § 22-4514(a)) is amended by:

69 (1) Striking the phrase “sawed-off shotgun, bump stock, knuckles, or any
70 instrument” and inserting the phrase “sawed-off shotgun, bump stock, knuckles, ghost gun, or
71 any instrument” in its place; and

72 (2) Striking the phrase “sawed-off shotgun, bump stock, knuckles, and
73 blackjacks” and inserting the phrase “sawed-off shotgun, bump stock, knuckles, ghost guns, and
74 blackjacks” in its place.

75 Sec. 4. Fiscal impact statement.

76 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
77 impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act,
78 approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

79 Sec. 5. Effective date.

80 (a) This act shall take effect following approval by the Mayor, a 60-day period of
81 Congressional review as provided in section 602(c)(2) of the District of Columbia Home Rule
82 Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(2)).

83 (b) This act shall expire after 225 days of its having taken effect.