

115TH CONGRESS  
1ST SESSION

# S. 394

To amend chapter 44 of title 18, United States Code, to provide that a member of the Armed Forces and the spouse of that member shall have the same rights regarding the receipt of firearms at the location of any duty station of the member.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 15, 2017

Mr. ROUNDS (for himself, Mr. THUNE, Mr. INHOFE, Mr. CRAPO, Mr. LANKFORD, Mr. RUBIO, and Mr. GRAHAM) introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To amend chapter 44 of title 18, United States Code, to provide that a member of the Armed Forces and the spouse of that member shall have the same rights regarding the receipt of firearms at the location of any duty station of the member.

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 “Protect Our Military  
5 Families’ 2nd Amendment Rights Act”.

1 **SEC. 2. RECEIPT OF FIREARM OR AMMUNITION BY SPOUSE**  
 2 **OF MEMBER OF THE ARMED FORCES AT A**  
 3 **DUTY STATION OF THE MEMBER OUTSIDE**  
 4 **THE UNITED STATES.**

5 Section 925(a)(3) of title 18, United States Code, is  
 6 amended—

7 (1) by inserting “, or to the spouse of such a  
 8 member,” before “or to”;

9 (2) by striking “members,” and inserting  
 10 “members and spouses,”;

11 (3) by striking “members or” and inserting  
 12 “members, spouses, or”; and

13 (4) by striking “member or” and inserting  
 14 “member, spouse, or”.

15 **SEC. 3. RESIDENCY OF SPOUSES OF MEMBERS OF THE**  
 16 **ARMED FORCES TO BE DETERMINED ON THE**  
 17 **SAME BASIS AS THE RESIDENCY OF SUCH**  
 18 **MEMBERS FOR PURPOSES OF FEDERAL FIRE-**  
 19 **ARMS LAWS.**

20 Section 921(b) of title 18, United States Code, is  
 21 amended to read as follows:

22 “(b) For purposes of this chapter, a member of the  
 23 Armed Forces on active duty, or a spouse of such a mem-  
 24 ber, is a resident of—

25 “(1) the State in which the member or spouse  
 26 maintains legal residence;

1           “(2) the State in which the permanent duty  
2           station of the member is located; and

3           “(3) the State in which the member maintains  
4           a place of abode from which the member commutes  
5           each day to the permanent duty station of the mem-  
6           ber.”.

7   **SEC. 4. EFFECTIVE DATE.**

8           The amendments made by this Act shall apply to con-  
9           duct engaged in after the 6-month period that begins on  
10          the date of the enactment of this Act.

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