

115TH CONGRESS
2D SESSION

S. _____

To amend title 18, United States Code, to prohibit the illegal modification of firearms, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. FLAKE (for himself and Mr. HEINRICH) introduced the following bill;
which was read twice and referred to the Committee on

A BILL

To amend title 18, United States Code, to prohibit the illegal modification of firearms, and for other purposes.

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 “Banning Unlawful Ma-
5 chinegun Parts Act of 2018” or the “BUMP Act”.

6 **SEC. 2. PROHIBITION.**

7 (a) IN GENERAL.—Chapter 44 of title 18, United
8 States Code, is amended—

9 (1) in section 921(a), by inserting after para-
10 graph (29) the following:

1 “(30) The term ‘semiautomatic firearm’ means any
2 firearm that—

3 “(A) uses a portion of the energy of a firing
4 cartridge to extract the fired cartridge case and
5 chamber the next shell or round;

6 “(B) requires a separate function of the trigger
7 to fire each cartridge; and

8 “(C) is not a machinegun.”;

9 (2) in section 922, by inserting after subsection
10 (u) the following:

11 “(v)(1) Except as provided in paragraphs (3) and (4),
12 on and after the date that is 120 days after the date of
13 enactment of this subsection, it shall be unlawful for any
14 person to import, sell, manufacture, transfer, receive, or
15 possess, in or affecting interstate or foreign commerce—

16 “(A) any manual, power-driven, or electronic
17 device primarily designed, or redesigned, so that
18 when the device is attached to a semiautomatic fire-
19 arm the device—

20 “(i) materially increases the rate of fire of
21 the firearm; or

22 “(ii) approximates the action or rate of fire
23 of a machinegun;

24 “(B) any device, part, or combination of parts,
25 that is designed and functions to materially increase

1 the rate of fire of the firearm, by eliminating the
2 need for the operator of the firearm to make a separate
3 movement for each individual function of the
4 trigger; or

5 “(C) a semiautomatic firearm that has been
6 modified in any way that—

7 “(i) materially increases the rate of fire of
8 the firearm; or

9 “(ii) approximates the action or rate of fire
10 of a machinegun.

11 “(2) Except as provided in paragraph (3), not later
12 than 120 days after the date of enactment of this sub-
13 section, any person who lawfully owns or possesses a semi-
14 automatic firearm that was modified as described in para-
15 graph (1)(C) before such date of enactment shall register
16 the semiautomatic firearm in accordance with section
17 5841 of the Internal Revenue Code of 1986.

18 “(3) This subsection does not apply with respect to
19 the importation for, manufacture for, sale to, transfer to,
20 or possession by or under the authority of, the United
21 States or any department or agency thereof or a State,
22 or a department, agency, or political subdivision thereof.

23 “(4) Paragraph (1) shall not apply to any lawful
24 transfer or possession of a semiautomatic firearm de-
25 scribed in paragraph (1)(C) that—

1 “(A) was lawfully modified and possessed before
2 the date of enactment of this subsection; and

3 “(B) is registered in accordance with paragraph
4 (2).”; and

5 (3) in section 924(a)(2), by striking “, or (o)”
6 and inserting “(o), or (v)”.

7 (b) AMENDMENT TO THE NATIONAL FIREARMS
8 ACT.—Section 5845(a) of the Internal Revenue Code of
9 1986 is amended by striking “and (8) a destructive de-
10 vice” and inserting “(8) a destructive device; and (9) a
11 semiautomatic firearm, as defined in section 921 of title
12 18, United States Code, that is subject to the prohibition
13 under section 922(v)(1)(C) of such title 18”.