

Calendar No. 10

118TH CONGRESS
1ST SESSION

S. 214

To allow reciprocity for the carrying of certain concealed firearms.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 1, 2023

Mr. CORNYN (for himself, Mr. McCONNELL, Mr. HAGERTY, Mr. COTTON, Mr. TILLIS, Mrs. HYDE-SMITH, Mr. GRASSLEY, Mr. KENNEDY, Mr. MORAN, Mr. CRAMER, Mr. CASSIDY, Mr. CRUZ, Mr. CRAPO, Mr. SCOTT of Florida, Mr. BOOZMAN, Mr. HAWLEY, Mr. HOEVEN, Mrs. BLACKBURN, Mr. MARSHALL, Mr. RUBIO, Mr. BARRASSO, Mr. THUNE, Mrs. FISCHER, Mr. TUBERVILLE, Mr. SCOTT of South Carolina, Mr. GRAHAM, Mr. MULLIN, Mr. BUDD, Mr. RICKETTS, Mr. YOUNG, Ms. LUMMIS, Mr. SCHMITT, Mr. BRAUN, Mr. VANCE, Mr. WICKER, Mr. RISCH, Mr. JOHNSON, Mrs. BRITT, Mrs. CAPITO, Ms. ERNST, Mr. DAINES, Mr. LANKFORD, Mr. LEE, Mr. ROUNDS, and Mr. SULLIVAN) introduced the following bill; which was read the first time

FEBRUARY 2, 2023

Read the second time and placed on the calendar

A BILL

To allow reciprocity for the carrying of certain concealed
firearms.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Constitutional Con-
3 cealed Carry Reciprocity Act of 2023”.

4 **SEC. 2. RECIPROCITY FOR THE CARRYING OF CERTAIN**
5 **CONCEALED FIREARMS.**

6 (a) IN GENERAL.—Chapter 44 of title 18, United
7 States Code, is amended by inserting after section 926C
8 the following:

9 **“§ 926D. Reciprocity for the carrying of certain con-**
10 **cealed firearms**

11 “(a) IN GENERAL.—Notwithstanding any provision
12 of the law of any State or political subdivision thereof to
13 the contrary—

14 “(1) an individual who is not prohibited by
15 Federal law from possessing, transporting, shipping,
16 or receiving a firearm, and who is carrying a govern-
17 ment-issued photographic identification document
18 and a valid license or permit which is issued pursu-
19 ant to the law of a State and which permits the indi-
20 vidual to carry a concealed firearm, may possess or
21 carry a concealed handgun (other than a machine-
22 gun or destructive device) that has been shipped or
23 transported in interstate or foreign commerce in any
24 State other than the State of residence of the indi-
25 vidual that—

1 “(A) has a statute that allows residents of
2 the State to obtain licenses or permits to carry
3 concealed firearms; or

4 “(B) does not prohibit the carrying of con-
5 cealed firearms by residents of the State for
6 lawful purposes; and

7 “(2) an individual who is not prohibited by
8 Federal law from possessing, transporting, shipping,
9 or receiving a firearm, and who is carrying a govern-
10 ment-issued photographic identification document
11 and is entitled and not prohibited from carrying a
12 concealed firearm in the State in which the indi-
13 vidual resides otherwise than as described in para-
14 graph (1), may possess or carry a concealed hand-
15 gun (other than a machinegun or destructive device)
16 that has been shipped or transported in interstate or
17 foreign commerce in any State other than the State
18 of residence of the individual that—

19 “(A) has a statute that allows residents of
20 the State to obtain licenses or permits to carry
21 concealed firearms; or

22 “(B) does not prohibit the carrying of con-
23 cealed firearms by residents of the State for
24 lawful purposes.

1 “(b) CONDITIONS AND LIMITATIONS.—The posses-
2 sion or carrying of a concealed handgun in a State under
3 this section shall be subject to the same conditions and
4 limitations, except as to eligibility to possess or carry, im-
5 posed by or under Federal or State law or the law of a
6 political subdivision of a State, that apply to the posses-
7 sion or carrying of a concealed handgun by residents of
8 the State or political subdivision who are licensed by the
9 State or political subdivision to do so, or not prohibited
10 by the State from doing so.

11 “(c) UNRESTRICTED LICENSE OR PERMIT.—In a
12 State that allows the issuing authority for licenses or per-
13 mits to carry concealed firearms to impose restrictions on
14 the carrying of firearms by individual holders of such li-
15 censes or permits, an individual carrying a concealed
16 handgun under this section shall be permitted to carry a
17 concealed handgun according to the same terms author-
18 ized by an unrestricted license of or permit issued to a
19 resident of the State.

20 “(d) RULE OF CONSTRUCTION.—Nothing in this sec-
21 tion shall be construed to preempt any provision of State
22 law with respect to the issuance of licenses or permits to
23 carry concealed firearms.”.

24 (b) CLERICAL AMENDMENT.—The table of sections
25 for chapter 44 of title 18, United States Code, is amended

1 by inserting after the item relating to section 926C the
2 following:

“926D. Reciprocity for the carrying of certain concealed firearms.”.

3 (c) SEVERABILITY.—Notwithstanding any other pro-
4 vision of this Act, if any provision of this Act, or any
5 amendment made by this Act, or the application of such
6 provision or amendment to any person or circumstance is
7 held to be unconstitutional, this Act and amendments
8 made by this Act and the application of such provision
9 or amendment to other persons or circumstances shall not
10 be affected thereby.

11 (d) EFFECTIVE DATE.—The amendments made by
12 this Act shall take effect 90 days after the date of enact-
13 ment of this Act.

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