

118TH CONGRESS
1ST SESSION

S. 1462

To amend title 18, United States Code, to improve the Law Enforcement Officers Safety Act of 2004 and provisions relating to the carrying of concealed weapons by law enforcement officers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 4, 2023

Mr. KENNEDY (for himself, Mr. TILLIS, and Mr. SCOTT of Florida) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to improve the Law Enforcement Officers Safety Act of 2004 and provisions relating to the carrying of concealed weapons by law enforcement officers, 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 “LEOSA Reform Act”.

1 **SEC. 2. CONFORMING THE LAW ENFORCEMENT OFFICERS**
2 **SAFETY ACT OF 2004 AND THE GUN-FREE**
3 **SCHOOL ZONES ACT OF 1990.**

4 Section 922(q) of title 18, United States Code, is
5 amended—

6 (1) in paragraph (2)(B)—

7 (A) in clause (vi), by striking “or” at the
8 end;

9 (B) in clause (vii), by striking the period
10 at the end and inserting “; or”; and

11 (C) by adding at the end the following:

12 “(viii) by an individual authorized by section
13 926B or 926C to carry a concealed firearm.”; and

14 (2) in paragraph (3)(B)—

15 (A) in clause (iii), by striking “or” at the
16 end;

17 (B) in clause (iv), by striking the period at
18 the end and inserting “; or”; and

19 (C) by adding at the end the following:

20 “(v) by an individual authorized by section
21 926B or 926C to carry a concealed firearm.”.

22 **SEC. 3. MAKING IMPROVEMENTS TO THE LAW ENFORCE-**
23 **MENT OFFICERS SAFETY ACT OF 2004.**

24 (a) CARRYING OF CONCEALED FIREARMS BY QUALI-
25 FIED LAW ENFORCEMENT OFFICERS.—Section 926B of
26 title 18, United States Code, is amended—

1 (1) in subsection (a), by inserting “, or any
2 other provision of Federal law (including any regula-
3 tion prescribed by the Secretary of the Interior per-
4 taining to a unit of the National Park System)”
5 after “thereof”;

6 (2) in subsection (b)—

7 (A) in paragraph (1), by inserting “, ex-
8 cept to the extent that the laws apply on prop-
9 erty used by a common or contract carrier to
10 transport people or property by land, rail, or
11 water or on property open to the public (wheth-
12 er or not a fee is charged to enter the prop-
13 erty)” before the semicolon; and

14 (B) in paragraph (2), by inserting “, ex-
15 cept to the extent that the laws apply on prop-
16 erty used by a common or contract carrier to
17 transport people or property by land, rail, or
18 water or on property open to the public (wheth-
19 er or not a fee is charged to enter the prop-
20 erty)” before the period at the end; and

21 (3) in subsection (e)(2), by inserting “any mag-
22 azine and” after “includes”.

23 (b) CARRYING OF CONCEALED FIREARMS BY QUALI-
24 FIED RETIRED LAW ENFORCEMENT OFFICERS.—Section
25 926C of title 18, United States Code, is amended—

1 (1) in subsection (a), by inserting “, or any
2 other provision of Federal law (including any regula-
3 tion prescribed by the Secretary of the Interior per-
4 taining to a unit of the National Park System)”
5 after “thereof”;

6 (2) in subsection (b)—

7 (A) in paragraph (1), by inserting “, ex-
8 cept to the extent that the laws apply on prop-
9 erty used by a common or contract carrier to
10 transport people or property by land, rail, or
11 water or on property open to the public (wheth-
12 er or not a fee is charged to enter the prop-
13 erty)” before the semicolon; and

14 (B) in paragraph (2), by inserting “, ex-
15 cept to the extent that the laws apply on prop-
16 erty used by a common or contract carrier to
17 transport people or property by land, rail, or
18 water or on property open to the public (wheth-
19 er or not a fee is charged to enter the prop-
20 erty)” before the period;

21 (3) by striking subsection (c)(4) and inserting
22 the following:

23 “(4) during the most recent 12-month period
24 (or, at the option of the State in which the indi-

1 vidual resides, a greater number of months, not ex-
2 ceeding 36 months), has met—

3 “(A) the standards for active duty law en-
4 forcement officers, as established by the former
5 agency of the individual;

6 “(B) the standards for active duty law en-
7 forcement officers, as established by the State
8 in which the individual resides;

9 “(C) the standards for active duty law en-
10 forcement officers employed by any law enforce-
11 ment agency in the State in which the indi-
12 vidual resides; or

13 “(D) any standard for active duty law en-
14 forcement officers for firearms qualification
15 conducted by any certified firearms instructor
16 within the State in which the individual re-
17 sides;”;

18 (4) in subsection (d)—

19 (A) in paragraph (1), by striking “not less
20 recently than one year before the date the indi-
21 vidual is carrying the concealed firearm, been
22 tested or otherwise found by the agency to meet
23 the active duty standards for qualification in
24 firearms training as established by the agency

1 to carry” and inserting “met the standards re-
 2 quired by subsection (c)(4) for”; and

3 (B) in paragraph (2), by striking subpara-
 4 graph (B) and inserting the following:

5 “(B) a certification issued by the former agency
 6 of the individual, the State in which the individual
 7 resides, any law enforcement agency within the State
 8 in which the individual resides, or any certified fire-
 9 arms instructor within the State in which the indi-
 10 vidual resides that indicates that the individual has
 11 met the standards required by subsection (c)(4).”;
 12 and

13 (5) in subsection (e)(1)(B), by inserting “any
 14 magazine and” after “includes”.

15 **SEC. 4. PERMITTING QUALIFIED CURRENT AND RETIRED**
 16 **LAW ENFORCEMENT OFFICERS TO CARRY**
 17 **FIREARMS IN CERTAIN FEDERAL FACILITIES.**

18 Section 930 of title 18, United States Code, is
 19 amended—

20 (1) in subsection (d)—

21 (A) in paragraph (2), by striking “or” at
 22 the end;

23 (B) in paragraph (3), by striking the pe-
 24 riod at the end and inserting “or”; and

25 (C) by adding at the end the following:

1 “(4) the possession of a firearm or ammunition
2 in a Facility Security Level I or II civilian public ac-
3 cess facility by a qualified law enforcement officer or
4 a qualified retired law enforcement officer.”; and

5 (2) in subsection (g), by adding at the end the
6 following:

7 “(4) The term ‘civilian public access facility’
8 means a facility open to the general public.

9 “(5) The term ‘Facility Security Level’ means
10 a security risk assessment level assigned to a Fed-
11 eral facility by the security agency of the facility in
12 accordance with the biannually issued Interagency
13 Security Committee Standard.

14 “(6) The term ‘qualified law enforcement offi-
15 cer’ has the meaning given the term in section
16 926B.

17 “(7) The term ‘qualified retired law enforce-
18 ment officer’ has the meaning given the term in sec-
19 tion 926C.”.

○