

# *Assault Weapons Ban of 2013*

Mass shootings in Newtown, Aurora, and Tucson have demonstrated all too clearly the need to regulate military-style assault weapons and high capacity ammunition magazines. These weapons allow a gunman to fire a large number of rounds quickly and without having to reload.

## **What the bill does:**

### **The legislation bans the sale, transfer, manufacturing and importation of:**

- All semiautomatic rifles that can accept a detachable magazine and have at least one military feature: pistol grip; forward grip; folding, telescoping, or detachable stock; grenade launcher or rocket launcher; barrel shroud; or threaded barrel.
- All semiautomatic pistols that can accept a detachable magazine and have at least one military feature: threaded barrel; second pistol grip; barrel shroud; capacity to accept a detachable magazine at some location outside of the pistol grip; or semiautomatic version of an automatic firearm.
- All semiautomatic rifles and handguns that have a fixed magazine with the capacity to accept more than 10 rounds.
- All semiautomatic shotguns that have a folding, telescoping, or detachable stock; pistol grip; fixed magazine with the capacity to accept more than 5 rounds; ability to accept a detachable magazine; forward grip; grenade launcher or rocket launcher; or shotgun with a revolving cylinder.
- All ammunition feeding devices (magazines, strips, and drums) capable of accepting more than 10 rounds.
- 157 specifically-named firearms (listed at the end of this page).

### **The legislation excludes the following weapons from the bill:**

- Any weapon that is **lawfully possessed** at the date of the bill's enactment;
- Any firearm **manually operated** by a bolt, pump, lever or slide action;
- Assault weapons used by military, **law enforcement, and retired law enforcement**; and
- **Antique weapons.**

### **The legislation protects hunting and sporting firearms:**

- The bill excludes 2,258 legitimate hunting and sporting rifles and shotguns by specific make and model.

### **The legislation strengthens the 1994 Assault Weapons Ban and state bans by:**

- Moving from a 2-characteristic test to a 1-characteristic test.

- The bill also makes the ban harder to evade by eliminating the easy-to-remove bayonet mounts and flash suppressors from the characteristics test.
- Banning dangerous aftermarket modifications and workarounds.
  - Bump or slide fire stocks, which are modified stocks that enable semi-automatic weapons to fire at rates similar to fully automatic machine guns.
  - So-called “bullet buttons” that allow the rapid replacement of ammunition magazines, frequently used as a workaround to prohibitions on detachable magazines.
  - Thumbhole stocks, a type of stock that was created as a workaround to avoid prohibitions on pistol grips.
- Adding a ban on the importation of assault weapons and large-capacity magazines.
- Eliminating the 10-year sunset that allowed the original federal ban to expire.

**The legislation addresses the millions of assault weapons and large-capacity magazines currently in existence by:**

- Requiring a background check on all sales or transfers of a grandfathered assault weapon.
  - This background check can be run through the FBI or, if a state chooses, initiated with a state agency, as with the existing background check system.
- Prohibiting the sale or transfer of large-capacity ammunition feeding devices lawfully possessed on the date of enactment of the bill.
- Allowing states and localities to use federal Byrne JAG grant funds to conduct a voluntary buy-back program for grandfathered assault weapons and large-capacity ammunition feeding devices.
- Imposing a safe storage requirement for grandfathered firearms, to keep them away from prohibited persons.
- Requiring that assault weapons and large-capacity ammunition feeding devices manufactured after the date of the bill’s enactment be engraved with the serial number and date of manufacture of the weapon

**Assault weapon bans have been proven to be effective**

The 1994 Assault Weapons Ban was effective at reducing crime and getting these military-style weapons off our streets. Since the ban expired, more than 350 people have been killed and more than 450 injured by these weapons.

- A Justice Department study of the assault weapons ban found that it was responsible for a **6.7% decrease in total gun murders**, holding all other factors equal.
  - Source: Jeffrey A. Roth & Christopher S. Koper, “Impact Evaluation of the Public Safety and Recreational Firearms Use Protection Act of 1994,” (March 1997).

- The same study also found that “Assault weapons are disproportionately involved in murders with **multiple victims, multiple wounds per victim, and police officers as victims.**”
- **The use of assault weapons in crime declined by more than two-thirds** by about nine years after 1994 Assault Weapons Ban took effect.
  - Source: Christopher S. Koper, “An Updated Assessment of the Federal Assault Weapons Ban: Impacts on Gun Markets and Gun Violence, 1994-2003” (June 2004), University of Pennsylvania, Report to the National Institute of Justice, U.S. Department of Justice.
- The percentage of firearms seized by police in Virginia that had **high-capacity magazines dropped significantly during the ban.** That figure has **doubled** since the ban expired.
  - Source: David S. Fallis and James V. Grimaldi, “In Virginia, high-yield clip seizures rise,” Washington Post, at <http://www.washingtonpost.com/wp-dyn/content/article/2011/01/22/AR2011012204046.html>
- When Maryland imposed a more stringent ban on assault pistols and high-capacity magazines in 1994, it led to a **55% drop in assault pistols recovered** by the Baltimore Police Department.
  - Source: Douglas S. Weil & Rebecca C. Knox, Letter to the Editor, The Maryland Ban on the Sale of Assault Pistols and High-Capacity Magazines: Estimating the Impact in Baltimore, 87 Am. J. of Public Health 2, Feb. 1997.
- **37% of police departments** reported seeing a **noticeable increase** in criminals’ use of assault weapons since the 1994 federal ban expired.
  - Source: Police Executive Research Forum, Guns and Crime: Breaking New Ground by Focusing on the Local Impact (May 2010).

### List of firearms prohibited by name

**Rifles:** *All AK types, including the following:* AK, AK47, AK47S, AK-74, AKM, AKS, ARM, MAK90, MISR, NHM90, NHM91, Rock River Arms LAR-47, SA85, SA93, Vector Arms AK-47, VEPR, WASR-10, and WUM, IZHMASH Saiga AK, MAADI AK47 and ARM, Norinco 56S, 56S2, 84S, and 86S, Poly Technologies AK47 and AKS; *All AR types, including the following:* AR-10, AR-15, Armalite M15 22LR Carbine, Armalite M15-T, Barrett REC7, Beretta AR-70, Bushmaster ACR, Bushmaster Carbon 15, Bushmaster MOE series, Bushmaster XM15, Colt Match Target Rifles, DoubleStar AR rifles, DPMS Tactical Rifles, Heckler & Koch MR556, Olympic Arms, Remington R-15 rifles, Rock River Arms LAR-15, Sig Sauer SIG516 rifles, Smith & Wesson M&P15 Rifles, Stag Arms AR rifles, Sturm, Ruger & Co. SR556 rifles; Barrett M107A1; Barrett M82A1; Beretta CX4 Storm; Calico Liberty Series; CETME Sporter; Daewoo K-1, K-2, Max 1, Max 2, AR 100, and AR 110C; Fabrique Nationale/FN Herstal FAL, LAR, 22 FNC, 308 Match, L1A1 Sporter, PS90, SCAR, and FS2000; Feather Industries AT-9; Galil Model AR and Model ARM; Hi-Point Carbine; HK-91, HK-93, HK-94, HK-PSG-1 and HK USC; Kel-Tec Sub-2000, SU-16, and RFB; SIG AMT, SIG PE-57, Sig Sauer SG 550, and Sig Sauer SG 551; Springfield Armory SAR-48; Steyr AUG;

Sturm, Ruger Mini-14 Tactical Rifle M-14/20CF; All Thompson rifles, including the following: Thompson M1SB, Thompson T1100D, Thompson T150D, Thompson T1B, Thompson T1B100D, Thompson T1B50D, Thompson T1BSB, Thompson T1-C, Thompson T1D, Thompson T1SB, Thompson T5, Thompson T5100D, Thompson TM1, Thompson TM1C; UMAREX UZI Rifle; UZI Mini Carbine, UZI Model A Carbine, and UZI Model B Carbine; Valmet M62S, M71S, and M78; Vector Arms UZI Type; Weaver Arms Nighthawk; Wilkinson Arms Linda Carbine.

**Pistols:** All AK-47 types, including the following: Centurion 39 AK pistol, Draco AK-47 pistol, HCR AK-47 pistol, IO Inc. Hellpup AK-47 pistol, Krinkov pistol, Mini Draco AK-47 pistol, Yugo Krebs Krink pistol; All AR-15 types, including the following: American Spirit AR-15 pistol, Bushmaster Carbon 15 pistol, DoubleStar Corporation AR pistol, DPMS AR-15 pistol, Olympic Arms AR-15 pistol, Rock River Arms LAR 15 pistol; Calico Liberty pistols; DSA SA58 PKP FAL pistol; Encom MP-9 and MP-45; Heckler & Koch model SP-89 pistol; Intratec AB-10, TEC-22 Scorpion, TEC-9, and TEC-DC9; Kel-Tec PLR 16 pistol; The following MAC types: MAC-10, MAC-11; Masterpiece Arms MPA A930 Mini Pistol, MPA460 Pistol, MPA Tactical Pistol, and MPA Mini Tactical Pistol; Military Armament Corp. Ingram M-11, Velocity Arms VMAC; Sig Sauer P556 pistol; Sites Spectre; All Thompson types, including the following: Thompson TA510D, Thompson TA5; All UZI types, including: Micro-UZI.

**Shotguns:** Franchi LAW-12 and SPAS 12; All IZHMASH Saiga 12 types, including the following: IZHMASH Saiga 12, IZHMASH Saiga 12S, IZHMASH Saiga 12S EXP-01, IZHMASH Saiga 12K, IZHMASH Saiga 12K-030, IZHMASH Saiga 12K-040 Taktika; Streetsweeper; Striker 12.

**Belt-fed semiautomatic firearms:** All belt-fed semiautomatic firearms including TNW M2HB.