

116TH CONGRESS
1ST SESSION

S. 443

To modify the definition of an antique firearm.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 2019

Mr. CASSIDY introduced the following bill; which was read twice and referred
to the Committee on Finance

A BILL

To modify the definition of an antique firearm.

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. AMENDMENT TO TITLE 18, UNITED STATES**

4 **CODE.**

5 Section 921(a)(16)(A) of title 18, United States
6 Code, is amended by striking “1898” and inserting “the
7 calendar year that is 100 years before the calendar year
8 in which the determination as to whether the firearm
9 meets the requirement of this subparagraph is being
10 made”.

1 **SEC. 2. AMENDMENT TO INTERNAL REVENUE CODE OF**
 2 **1986.**

3 Subsection (g) of section 5845 of the Internal Rev-
 4 enue Code of 1986 is amended to read as follows:

5 “(g) **ANTIQUUE FIREARM.**—

6 “(1) **IN GENERAL.**—The term ‘antique firearm’
 7 means—

8 “(A) any firearm manufactured in or be-
 9 fore the applicable year (including any
 10 matchlock, flintlock, percussion cap, or similar
 11 type of ignition system or replica thereof,
 12 whether actually manufactured before or after
 13 the applicable year), and

14 “(B) any firearm using fixed ammunition
 15 manufactured in or before the applicable year,
 16 for which ammunition is no longer manufac-
 17 tured in the United States and is not readily
 18 available in the ordinary channels of commercial
 19 trade.

20 “(2) **APPLICABLE YEAR.**—For purposes of
 21 paragraph (1), the term ‘applicable year’ means the
 22 calendar year that is 100 years before the calendar
 23 year in which the determination as to whether the
 24 firearm meets the requirements of such paragraph is
 25 being made.”.