

117TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend title 18, United States Code, relating to sentencing of armed  
career criminals.

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IN THE SENATE OF THE UNITED STATES

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Mr. COTTON introduced the following bill; which was read twice and referred  
to the Committee on \_\_\_\_\_

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**A BILL**

To amend title 18, United States Code, relating to sentencing  
of armed career criminals.

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 “Stop Gun Criminals  
5 Act”.

6 **SEC. 2. AMENDMENTS TO THE ARMED CAREER CRIMINAL**  
7 **ACT.**

8 Section 924 of title 18, United States Code, is  
9 amended—

10 (1) in subsection (a)(2)—

1 (A) by striking “violates subsection” and  
2 inserting the following: “violates—

3 “(A) subsection”;

4 (B) in subparagraph (A), as so designated,  
5 by striking “(g)”;

6 (C) by striking the period at the end and  
7 inserting “; or’” and

8 (D) by adding at the end the following:

9 “(B) section 922(g) shall be—

10 “(i) fined as provided in this title; and

11 “(ii) except as provided in subsection

12 (e) of this section, imprisoned not less than

13 5 years and not more than 10 years.”;

14 (2) in subsection (c)(1)(A)—

15 (A) in clause (i), by striking “5 years” and  
16 inserting “7 years”;

17 (B) in clause (ii), by striking “7 years”  
18 and inserting “10 years”; and

19 (C) in clause (iii), by striking “10 years”  
20 and inserting “15 years”; and

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

23 “(e)(1) Whoever knowingly violates section 922(g)

24 and has 3 or more previous serious felony convictions for

25 offenses committed on occasions different from one an-

1 other shall be fined under this title and imprisoned not  
2 less than 15 years and not more than 30 years, and, not-  
3 withstanding any other provision of law, the court shall  
4 not suspend the sentence of, or grant a probationary sen-  
5 tence to, such person with respect to the conviction under  
6 section 922(g).

7 “(2) In this subsection—

8 “(A) the term ‘offense punishable by imprison-  
9 ment for a statutory maximum term of not less than  
10 10 years’ includes an offense (without regard to the  
11 application of any sentencing guideline, statutory  
12 criterion, or judgment that may provide for a short-  
13 er period of imprisonment within the statutory sen-  
14 tencing range) for which the statute provides for a  
15 range in the period of imprisonment that may be im-  
16 posed at sentencing the maximum term of which is  
17 not less than 10 years; and

18 “(B) the term ‘serious felony conviction’  
19 means—

20 “(i) any conviction by a court referred to  
21 in section 922(g)(1) for an offense that, at the  
22 time of sentencing, was an offense punishable  
23 by imprisonment for a statutory maximum term  
24 of not less than 10 years; or

1           “(ii) any group of convictions for which a  
2           court referred to in section 922(g)(1) imposed  
3           in the same proceeding or in consolidated pro-  
4           ceedings a total term of imprisonment of not  
5           less than 10 years, regardless of how many  
6           years of that total term the defendant served in  
7           custody.”.

8 **SEC. 3. APPLICABILITY.**

9           (a) **IN GENERAL.**—The amendments made by this  
10 Act relating to offenses committed by an individual who  
11 has 3 or more previous serious felony convictions (as de-  
12 fined in subsection (e) of section 924 of title 18, United  
13 States Code, as amended by this Act) shall apply to any  
14 offense committed after the date of enactment of this Act  
15 by an individual who, on the date on which the offense  
16 is committed, has 3 or more previous serious felony convic-  
17 tions.

18           (b) **RULE OF CONSTRUCTION.**—This Act and the  
19 amendments made by this Act shall not be construed to  
20 create any right to challenge a sentence imposed under  
21 subsection (e) of section 924 of title 18, United States  
22 Code.