

BUDDSTAFF_001

AMENDMENT TO THE SENATE AMENDMENT TO THE HOUSE AMENDMENT TO S. 2938

OFFERED BY MR. BUDD OF NORTH CAROLINA

Page 54, line 7, strike “(C) A person shall not be considered to have been convicted of a misdemeanor crime of domestic violence against an individual in a dating relationship for purposes of this chapter if” and insert the following:

(C) A person shall not be considered to have been convicted of a misdemeanor crime of domestic violence against an individual in a dating relationship for purposes of this chapter—

(i) if

Page 55, line 13, strike “victim.” and insert “victim; or”

Page 55, after line 13 insert the following:

(ii) unless—

(II) in the case of a conviction resulting from a guilty plea—

(aa) the person, as a part of a plea agreement, acknowledges that the person has a current or recent former dating relationship with the victim and that conviction will prohibit the person from possessing a firearm; or

(bb) if there is no plea agreement, the person receives at the time the plea is entered notice that the person may be considered to have a current or recent former dating relationship with the victim and that upon conviction section 922(g)(9) of Title 18, United States Code, may prohibit the person from possessing a firearm; or

(III) in the case of a conviction resulting from a guilty verdict, the trier of fact finds beyond a reasonable doubt that the person has a current or recent former dating relationship with the victim.”.