

110TH CONGRESS  
2D SESSION

# H. R. 6367

To provide an exception to certain mandatory minimum sentence requirements for a law enforcement officer who uses, carries, or possesses a firearm during and in relation to a crime of violence committed while pursuing or apprehending a suspect.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 2008

Mr. BRADY of Texas (for himself, Mr. McCAUL of Texas, Mr. MARCHANT, Mr. SAM JOHNSON of Texas, Mr. BILBRAY, Mr. SULLIVAN, Mr. SHAD-EGG, Mr. ROHRABACHER, Mr. JONES of North Carolina, Mr. POE, and Mr. CULBERSON) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To provide an exception to certain mandatory minimum sentence requirements for a law enforcement officer who uses, carries, or possesses a firearm during and in relation to a crime of violence committed while pursuing or apprehending a suspect.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EXCEPTION TO CERTAIN MANDATORY MIN-**  
2 **IMUM SENTENCING REQUIREMENTS FOR A**  
3 **LAW ENFORCEMENT OFFICER WHO USES,**  
4 **CARRIES, OR POSSESSES A FIREARM DURING**  
5 **AND IN RELATION TO A CRIME OF VIOLENCE**  
6 **COMMITTED WHILE PURSUING OR APPRE-**  
7 **HENDING A SUSPECT.**

8 Section 924(c)(1) of title 18, United States Code, is  
9 amended by redesignating subparagraphs (B) through (D)  
10 as subparagraphs (C) through (E), respectively, and in-  
11 serting after subparagraph (A) the following:

12 “(B) The minimum sentencing requirements of sub-  
13 paragraph (A) shall not apply if—

14 “(i) at the time the person used, carried, or  
15 possessed the firearm, the person was a law enforce-  
16 ment officer authorized to carry the firearm;

17 “(ii) the offense under this paragraph occurred  
18 while the person was on-duty, and during or in rela-  
19 tion to the pursuit or apprehension of an individual  
20 who the person reasonably believed had committed a  
21 crime; and

22 “(iii) the crime committed by the person during  
23 and in relation to which the offense under this para-  
24 graph occurred is a crime of violence.”.