

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 38  
OFFERED BY MR. SCHNEIDER OF ILLINOIS**

Page 2, line 14, strike “(b)” and insert “(b)(1)”.

Page 2, line 16, strike “(1)” and insert “(A)”.

Page 2, line 19, strike “(2)” and insert “(B)”.

Page 2, after line 21, insert the following:

1       “(2)(A) This section shall not be construed to super-  
2 sede or limit any State law that prohibits the possession  
3 or carrying of a concealed handgun by a person who has  
4 been twice convicted of operating a motor vehicle under  
5 the influence of alcohol or a controlled substance (as de-  
6 fined in the Controlled Substances Act) within the pre-  
7 ceding 5 years.

8       “(B) What constitutes a conviction of such a crime  
9 shall be determined in accordance with the law of the ju-  
10 risdiction in which the proceedings were held. Any convic-  
11 tion which has been expunged or set aside, or for which  
12 a person has been pardoned or has had civil rights re-  
13 stored shall not be considered a conviction for purposes  
14 of this paragraph, unless such pardon, expungement, or

1 restoration of civil rights expressly provides that the per-  
2 son may not ship, transport, possess, or receive firearms.”.

