

*Tom Coburn* S.I.C.

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1:20p

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To protect the Second Amendment rights of veterans.

IN THE SENATE OF THE UNITED STATES—112th Cong., 2d Sess.

**S. 3254**

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GPO: 2010 62-070 (mac)

AMENDMENT intended to be proposed by Mr. COBURN

Viz:

1 At the end of subtitle H of title X, add the following:

2 **SEC. 1084. CONDITIONS FOR TREATMENT OF CERTAIN PER-**

3 **SONS AS ADJUDICATED MENTALLY INCOM-**

4 **PETENT FOR CERTAIN PURPOSES.**

5 (a) IN GENERAL.—Chapter 55 of title 38, United

6 States Code, is amended by adding at the end the fol-

7 lowing new section:

1 **“§ 5511. Conditions for treatment of certain persons**  
2 **as adjudicated mentally incompetent for**  
3 **certain purposes**

4 “In any case arising out of the administration by the  
5 Secretary of laws and benefits under this title, a person  
6 who is mentally incapacitated, deemed mentally incom-  
7 petent, or experiencing an extended loss of consciousness  
8 shall not be considered adjudicated as a mental defective  
9 under subsection (d)(4) or (g)(4) of section 922 of title  
10 18 without the order or finding of a judge, magistrate,  
11 or other judicial authority of competent jurisdiction that  
12 such person is a danger to himself or herself or others.”.

13 (b) CLERICAL AMENDMENT.—The table of sections  
14 at the beginning of chapter 55 of such title is amended  
15 by adding at the end the following new item:

“5511. Conditions for treatment of certain persons as adjudicated mentally in-  
competent for certain purposes.”.