

113TH CONGRESS  
1ST SESSION

# H. R. 1728

To repeal certain appropriations riders that limit the ability of the Bureau of Alcohol, Tobacco, Firearms, and Explosives to administer the Federal firearms laws.

---

## IN THE HOUSE OF REPRESENTATIVES

APRIL 25, 2013

Mr. RANGEL introduced the following bill; which was referred to the  
Committee on the Judiciary

---

## A BILL

To repeal certain appropriations riders that limit the ability of the Bureau of Alcohol, Tobacco, Firearms, and Explosives to administer the Federal firearms laws.

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 “Enforce Existing Gun  
5 Laws Act”.

1 **SEC. 2. REPEAL OF CERTAIN APPROPRIATIONS RIDERS**  
2 **THAT LIMIT THE ABILITY OF THE BUREAU OF**  
3 **ALCOHOL, TOBACCO, FIREARMS, AND EXPLO-**  
4 **SIVES TO ADMINISTER THE FEDERAL FIRE-**  
5 **ARMS LAWS.**

6 (a) PROHIBITION ON CONSOLIDATION OR CEN-  
7 TRALIZATION IN THE DEPARTMENT OF JUSTICE OF FIRE-  
8 ARMS ACQUISITION AND DISPOSITION RECORDS MAIN-  
9 TAINED BY FEDERAL FIREARMS LICENSEES.—The mat-  
10 ter under the heading “Bureau of Alcohol, Tobacco, Fire-  
11 arms and Explosives—Salaries and Expenses” in title I  
12 of division B of the Consolidated and Further Continuing  
13 Appropriations Act, 2012 (18 U.S.C. 923 note; Public  
14 Law 112–55; 125 Stat. 609–610) is amended by striking  
15 the 1st proviso.

16 (b) PROHIBITION ON IMPOSITION OF REQUIREMENT  
17 THAT FIREARMS DEALERS CONDUCT PHYSICAL CHECK  
18 OF FIREARMS INVENTORY.—The matter under the head-  
19 ing “Bureau of Alcohol, Tobacco, Firearms and Explo-  
20 sives—Salaries and Expenses” in title II of division B of  
21 the Consolidated and Further Continuing Appropriations  
22 Act, 2013 (Public Law 113–6) is amended by striking the  
23 5th proviso.

24 (c) REQUIREMENT THAT INSTANT CHECK RECORDS  
25 BE DESTROYED WITHIN 24 HOURS.—Section 511 of the  
26 Consolidated and Further Continuing Appropriations Act,

1 2012 (18 U.S.C. 922 note; Public Law 112–55; 125 Stat.  
2 632) is amended—

3 (1) by striking “—” and all that follows  
4 through “(1)”; and

5 (2) by striking the semicolon and all that fol-  
6 lows and inserting a period.

7 (d) LIMITATIONS RELATING TO FIREARMS TRACE  
8 DATA.—

9 (1) TIAHRT AMENDMENTS.—

10 (A) The matter under the heading “Bu-  
11 reau of Alcohol, Tobacco, Firearms and Explo-  
12 sives—Salaries and Expenses” in title I of divi-  
13 sion B of the Consolidated and Further Con-  
14 tinuing Appropriations Act, 2012 (18 U.S.C.  
15 923 note; Public Law 112–55; 125 Stat. 609–  
16 610) is amended by striking the 6th proviso.

17 (B) The 6th proviso under the heading  
18 “Bureau of Alcohol, Tobacco, Firearms and Ex-  
19 plosives—Salaries and Expenses” in title II of  
20 division B of the Consolidated Appropriations  
21 Act, 2010 (18 U.S.C. 923 note; Public Law  
22 111–117; 123 Stat. 3128–3129) is amended by  
23 striking “beginning in fiscal year 2010 and  
24 thereafter” and inserting “in fiscal year 2010”.

1           (C) The 6th proviso under the heading  
2           “Bureau of Alcohol, Tobacco, Firearms and Ex-  
3           plosives—Salaries and Expenses” in title II of  
4           division B of the Omnibus Appropriations Act,  
5           2009 (18 U.S.C. 923 note; Public Law 111–8;  
6           123 Stat. 574–576) is amended by striking “be-  
7           ginning in fiscal year 2009 and thereafter” and  
8           inserting “in fiscal year 2009”.

9           (D) The 6th proviso under the heading  
10          “Bureau of Alcohol, Tobacco, Firearms and Ex-  
11          plosives—Salaries and Expenses” in title II of  
12          division B of the Consolidated Appropriations  
13          Act, 2008 (18 U.S.C. 923 note; Public Law  
14          110–161; 121 Stat. 1903–1904) is amended by  
15          striking “beginning in fiscal year 2008 and  
16          thereafter” and inserting “in fiscal year 2008”.

17          (E) The 6th proviso under the heading  
18          “Bureau of Alcohol, Tobacco, Firearms and Ex-  
19          plosives—Salaries and Expenses” in title I of  
20          the Science, State, Justice, Commerce, and Re-  
21          lated Agencies Appropriations Act, 2006 (18  
22          U.S.C. 923 note; Public Law 109–108; 119  
23          Stat. 2295–2296) is amended by striking “with  
24          respect to any fiscal year”.

1 (F) The 6th proviso under the heading in  
2 title I of division B of the Consolidated Appro-  
3 priations Act, 2005 (18 U.S.C. 923 note; Public  
4 Law 108–447; 118 Stat. 2859–2860) is amend-  
5 ed by striking “with respect to any fiscal year”.

6 (2) PROHIBITION ON PROCESSING OF FREEDOM  
7 OF INFORMATION ACT REQUESTS ABOUT ARSON OR  
8 EXPLOSIVES INCIDENTS OR FIREARM TRACES.—Sec-  
9 tion 644 of division J of the Consolidated Appropria-  
10 tions Resolution, 2003 (5 U.S.C. 552 note; 117  
11 Stat. 473–474) is repealed.

12 (e) PROHIBITION ON USE OF FIREARMS TRACE  
13 DATA TO DRAW BROAD CONCLUSIONS ABOUT FIREARMS-  
14 RELATED CRIME.—

15 (1) Section 514 of division B of the Consoli-  
16 dated and Further Continuing Appropriations Act,  
17 2013 (Public Law 113–6) is repealed.

18 (2) Section 516 of the Consolidated and Fur-  
19 ther Continuing Appropriations Act, 2012 (Public  
20 Law 112–55; 125 Stat. 633) is repealed.

21 (f) PROHIBITIONS RELATING TO “CURIOS OR REL-  
22 ICS” AND IMPORTATION OF SURPLUS MILITARY FIRE-  
23 ARM.—

24 (1) The matter under the heading “Bureau of  
25 Alcohol, Tobacco, Firearms and Explosives—Sala-

1       ries and Expenses” in title II of division B of the  
2       Consolidated and Further Continuing Appropria-  
3       tions Act, 2013 (Public Law 113–6) is amended by  
4       striking the 1st proviso.

5               (2) Section 519 of division B of the Consoli-  
6       dated and Further Continuing Appropriations Act,  
7       2013 (Public Law 113–6) is repealed.

8       (g) PROHIBITION ON DENIAL OF FEDERAL FIRE-  
9       ARMS LICENSE DUE TO LACK OF BUSINESS ACTIVITY.—  
10      The matter under the heading “Bureau of Alcohol, To-  
11      bacco, Firearms and Explosives—Salaries and Expenses”  
12      in title II of division B of the Consolidated and Further  
13      Continuing Appropriations Act, 2013 (Public Law 113–  
14      6) is amended by striking the 6th proviso.

○