

106TH CONGRESS
1ST SESSION

H. R. 2732

To require State and local law enforcement authorities and the Bureau of Alcohol, Tobacco, and Firearms to be immediately notified when the national instant criminal background check system determines that a person is ineligible to receive a handgun.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 5, 1999

Mr. BLAGOJEVICH (for himself and Mr. STEARNS) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To require State and local law enforcement authorities and the Bureau of Alcohol, Tobacco, and Firearms to be immediately notified when the national instant criminal background check system determines that a person is ineligible to receive a handgun.

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 “The National Instant Notification System Act of
5 1999.”

1 **SEC. 2. REQUIREMENT THAT STATE AND LOCAL LAW EN-**
2 **FORCEMENT AUTHORITIES BE IMMEDIATELY**
3 **NOTIFIED WHEN THE NATIONAL INSTANT**
4 **CRIMINAL BACKGROUND CHECK SYSTEM DE-**
5 **TERMINES THAT A PERSON IS INELIGIBLE TO**
6 **RECEIVE A HANDGUN.**

7 Section 922(t) of title 18, United States Code, is
8 amended by redesignating paragraphs (3) through (6) as
9 paragraphs (4) through (7), respectively, and by inserting
10 after paragraph (2) the following:

11 “(3)(A) If the system determines that receipt of the
12 firearm by the person would violate subsection (g) or (n)
13 or State law, the system shall immediately notify the State
14 and local law enforcement authorities (if willing to accept
15 the information), and the field office of the Bureau of Al-
16 cohol, Tobacco and Firearms, that the Attorney General
17 deems appropriate, of—

18 “(i) the determination (including why the re-
19 ceipt would constitute such a violation);

20 “(ii) the name of, and such other identifying in-
21 formation about the person as the system possesses;
22 and

23 “(iii) the location of the licensee involved.

24 “(B) Neither a government nor an employee of a gov-
25 ernment responsible for providing a notice or information
26 pursuant to subparagraph (A) shall be liable in an action

1 at law for damages for failure to so provide the notice
2 or information.”.

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