

107TH CONGRESS
1ST SESSION

H. R. 423

To amend the Internal Revenue Code of 1986 to allow individuals a refundable credit against income tax for the fair market value of firearms turned in to local law enforcement agencies.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2001

Mr. BECERRA introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to allow individuals a refundable credit against income tax for the fair market value of firearms turned in to local law enforcement agencies.

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 “Gun Retrieval to Build

5 Safer Communities Act”.

1 **SEC. 2. REFUNDABLE CREDIT FOR FAIR MARKET VALUE OF**
2 **FIREARMS TURNED IN TO LOCAL LAW EN-**
3 **FORCEMENT AGENCIES.**

4 (a) **IN GENERAL.**—Subpart C of part IV of sub-
5 chapter A of chapter 1 of the Internal Revenue Code of
6 1986 (relating to refundable credits) is amended by redes-
7 ignating section 35 as section 36 and by inserting after
8 section 34 the following new section:

9 **“SEC. 35. FAIR MARKET VALUE OF FIREARMS TURNED IN**
10 **TO LOCAL LAW ENFORCEMENT AGENCIES.**

11 “(a) **IN GENERAL.**—In the case of an individual,
12 there shall be allowed as a credit against the tax imposed
13 by this subtitle an amount equal to the fair market value
14 of any firearm turned in to a local law enforcement agency
15 by such individual, but only if a program described in sub-
16 section (c) is in effect at such agency.

17 “(b) **LIMITATION.**—The credit allowed by this section
18 for any taxable year shall not exceed \$500.

19 “(c) **LOCAL LAW ENFORCEMENT AGENCY PRO-**
20 **GRAM.**—The credit under subsection (a) is allowable only
21 if the firearm of the taxpayer is turned in to a local law
22 enforcement agency that has established a program for
23 purposes of the credit to collect and destroy firearms, pro-
24 vide receipts to taxpayers for firearms turned in, and keep
25 records of the activities of the program.

1 “(d) DEFINITIONS.—For purposes of this section, the
2 term ‘firearm’ has the meaning provided by section
3 5845(a).

4 “(e) REGULATIONS.—The Secretary shall prescribe
5 regulations to carry out this section, including regulations
6 providing for claiming the credit under this section on
7 Form 1040EZ.”

8 (b) CONFORMING AMENDMENTS.—

9 (1) Paragraph (2) of section 1324(b) of title
10 31, United States Code, is amended by inserting be-
11 fore the period “, or from section 35 of such Code”.

12 (2) The table of sections for subpart C of part
13 IV of subchapter A of chapter 1 of such Code is
14 amended by striking the last item and inserting the
15 following new items:

“Sec. 35. Fair market value of firearms turned in to local law en-
forcement agencies.

“Sec. 36. Overpayments of tax.”.

16 (c) EFFECTIVE DATE.—The amendments made by
17 this section shall apply to taxable years beginning after
18 December 31, 2001.

