

109TH CONGRESS
1ST SESSION

H. R. 1168

To ensure that the national instant criminal background check system provides the Federal Bureau of Investigation with information on approved firearms transfers to persons named in the Violent Gang and Terrorist Organization File.

IN THE HOUSE OF REPRESENTATIVES

MARCH 8, 2005

Mr. KING of New York (for himself and Mr. CONYERS) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To ensure that the national instant criminal background check system provides the Federal Bureau of Investigation with information on approved firearms transfers to persons named in the Violent Gang and Terrorist Organization File.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. FBI ACCESS TO NICS INFORMATION ON AP-**
2 **PROVED FIREARMS TRANSFERS TO PERSONS**
3 **NAMED IN THE VIOLENT GANG AND TER-**
4 **RORIST ORGANIZATION FILE.**

5 Section 103 of the Brady Handgun Violence Preven-
6 tion Act (18 U.S.C. 922 note) is amended by adding at
7 the end the following:

8 “(l) Notwithstanding any other provision of law, the
9 Attorney General shall prescribe such regulations as may
10 be necessary to ensure that, if the system established
11 under this section is contacted by a licensee for informa-
12 tion on whether receipt of a firearm by an individual
13 whose name appears in the Violent Gang and Terrorist
14 Organization File maintained by the Federal Bureau of
15 Investigation would violate subsection (g) or (n) of section
16 922 of title 18, United States Code, or State law, and
17 the information available to the system does not dem-
18 onstrate that the receipt would be such a violation, the
19 system shall preserve all records of the system with respect
20 to the individual and the prospective transaction until the
21 system has provided the records to the Federal Bureau
22 of Investigation.”.

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