

110TH CONGRESS
1ST SESSION

H. R. 1895

To improve the tracking of stolen firearms and firearms used in a crime, to allow more frequent inspections of gun dealers to ensure compliance with Federal gun law, to enhance the penalties for gun trafficking, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2007

Mrs. McCARTHY of New York introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To improve the tracking of stolen firearms and firearms used in a crime, to allow more frequent inspections of gun dealers to ensure compliance with Federal gun law, to enhance the penalties for gun trafficking, and for other purposes.

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 “Anti-Gun Trafficking
5 Penalties Enhancement Act of 2007”.

1 SEC. 2. FIREARMS TRACE SYSTEM.

2 (a) IN GENERAL.—The Science, State, Justice, Com-
3 merce, and Related Agencies Appropriations Act, 2006
4 (Public Law 109–108) is amended in title I, under the
5 heading “Bureau of Alcohol, Tobacco, Firearms and Ex-
6 plosives”, by striking “Provided further, That no funds
7 appropriated under this or any other Act with respect to
8 any fiscal year may be used to disclose part or all of the
9 contents of the Firearms Trace System database” and all
10 that follows through “section 921(a)(10) of such title):”.

11 (b) REQUESTS FOR INFORMATION.—Upon receipt of
12 a written request from a State or local government or law
13 enforcement agency for information contained in the Fire-
14 arms Trace System database maintained by the National
15 Trace Center of the Bureau of Alcohol, Tobacco, Firearms
16 and Explosives (or any successor database or agency), the
17 Attorney General shall provide all data in such database
18 that is responsive to such request for information.

19 SEC. 3. STOLEN FIREARMS.

20 (a) DEFINITION.—As used in this section, the term
21 “firearm” has the meaning given the term by section 921
22 of title 18, United States Code.

23 (b) FEDERAL OFFICIALS.—If a Federal law enforce-
24 ment agency investigates the commission of a crime and
25 determines that a specific firearm is known to have been
26 stolen or to have been used in such crime, the agency shall

1 provide information regarding the firearm to the Bureau
2 of Alcohol, Firearms, Tobacco, and Explosives, for inclu-
3 sion in the Firearms Trace System database.

4 (c) STATE AND LOCAL OFFICIALS.—Section 1702 of
5 the Omnibus Crime Control and Safe Streets Act of 1968
6 (42 U.S.C. 3796dd-1) is amended by adding at the end
7 the following:

8 “(e) STOLEN FIREARMS.—

9 “(1) DEFINITION.—As used in this subsection,
10 the term ‘firearm’ has the meaning given the term
11 by section 921 of title 18, United States Code.

12 “(2) REPORTING.—If a State or local law en-
13 forcement agency receiving a grant under this part
14 investigates the commission of a crime and deter-
15 mines that a specific firearm is known to have been
16 stolen or to have been used in such crime, the agen-
17 cy shall provide information regarding the firearm to
18 the Bureau of Alcohol, Firearms, Tobacco, and Ex-
19 plosives, for inclusion in the Firearms Trace System
20 database.”.

21 **SEC. 4. ILLEGAL FIREARMS TRAFFICKING.**

22 Section 1961(1) of title 18, United States Code, is
23 amended by inserting “section 922(d) (relating to firearms
24 sales to ineligible persons), subsections (g), (h), and (n)

1 of section 924 (relating to illegal firearms trafficking),"
2 before "section 1028".

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