

103D CONGRESS
1ST SESSION

H. R. 3639

To amend title 18, United States Code, to regulate the receipt of firearms
by Federal firearms dealers.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 22, 1993

Mr. FIELDS of Louisiana introduced the following bill; which was referred to
the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to regulate the
receipt of firearms by Federal firearms dealers.

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 “Stolen Guns Act of
5 1994”.

6 **SEC. 2. PREVENTION OF ENTRY INTO COMMERCE OF STO-**
7 **LEN FIREARMS.**

8 (a) IN GENERAL.—Section 922 of title 18, United
9 States Code, is amended by adding at the end the follow-
10 ing:

1 “(s)(1) It shall be unlawful for a licensed dealer to
2 receive a firearm from a person, unless—

3 “(A) the dealer has received from the person a
4 statement of the person containing the information
5 described in paragraph (3);

6 “(B) the dealer has verified the identity of the
7 person by examining a valid identification document
8 (as defined in section 1028(d)(1) of this title) of the
9 person that contains a photograph of the person;

10 “(C) the dealer has transmitted notice of the
11 contents of the statement to the chief law enforce-
12 ment officer of the place of business of the licensed
13 dealer; and

14 “(2) Within 3 days after a chief law enforcement offi-
15 cer receives notice, transmitted pursuant to paragraph
16 (1)(C), with respect to a firearm, the officer shall make
17 a reasonable effort to ascertain whether the firearm is sto-
18 len, including by contacting the National Crime Informa-
19 tion Center operated by the Federal Bureau of Investiga-
20 tion.

21 “(3) The statement referred to in paragraph (1)(A)
22 shall contain only—

23 “(A) the name, address, date of birth, and so-
24 cial security account number of the person, as such
25 information appears on a valid identification docu-

1 ment (as defined in section 1028(d)(1)) of the per-
2 son, which document contains a photograph of the
3 person;

4 “(B) a description of the identification docu-
5 ment; and

6 “(C) the serial number of the firearm involved.

7 “(4)(A) A licensed dealer who receives a firearm from
8 a person shall retain a copy of the statement of the person
9 referred to in paragraph (1)(A).

10 “(B)(i) A chief law enforcement officer who has re-
11 ceived a notice transmitted by a licensed dealer with re-
12 spect to a firearm pursuant to paragraph (1)(C) shall de-
13 stroy any record containing information derived from the
14 notice, within 20 business days after the later of—

15 “(I) the date the officer notifies the dealer that
16 the firearm is not stolen; or

17 “(II) the date on which occurs the 3rd business
18 day after the date of such receipt.

19 “(ii) Clause (i) shall not apply to a firearm if the
20 chief law enforcement has reason to believe that the fire-
21 arm is stolen.

22 “(5) For purposes of this subsection, the term ‘chief
23 law enforcement officer’ means the chief of police, the
24 sheriff, or an equivalent officer or the designee of any such
25 individual.

1 “(6) The Secretary shall take necessary actions to—

2 “(A) ensure that the provisions of this sub-
3 section are published and disseminated to licensed
4 dealers, law enforcement officials, and the public;
5 and

6 “(B) promote the reporting of serial numbers of
7 stolen firearms.”.

8 (b) PENALTY.—Section 924(a) of title 18, United
9 States Code, is amended—

10 (1) in paragraph (1), by striking “paragraph
11 (2) or (3) of”; and

12 (2) by adding at the end the following:

13 “(5) Whoever knowingly violates section 922(s) shall
14 be fined not more than \$1,000, imprisoned for not more
15 than 1 year, or both.”.

16 **SEC. 3. FUNDING PROVISIONS.**

17 (a) COMPLIANCE.—The Attorney General shall pro-
18 vide assistance, when feasible, to ensure that chief law en-
19 forcement officers comply with the provisions of section
20 922(s) of title 18, United States Code.

21 (b) FAILURE TO COMPLY.—If chief law enforcement
22 officers in a State fail to comply with the provisions of
23 section 922(s) of title 18, United States Code, the Attor-
24 ney General may withhold up to 25 percent of the funds

- 1 a State would receive under title I of the Omnibus Crime
- 2 Control and Safe Streets Act of 1968.

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