

H. R. 8460

To remove obstacles to the ability of law enforcement officers to enforce gun safety laws, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES
July 21, 2022

Mr. Beyer introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To remove obstacles to the ability of law enforcement officers to enforce gun safety laws, and for other purposes. Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "ATF Improvement and Modernization Act of 2022" or the "AIM Act".

SEC. 2. ELIMINATION OF LIMITATIONS RELATING TO FIREARMS TRACE DATA.

(a) Tiahrt Amendments.--

(1) Fiscal year 2022.--The matter under the heading "salaries and expenses" under the heading "Bureau of Alcohol, Tobacco, Firearms and Explosives" in title II of division B of the Consolidated and Further Continuing Appropriations Act, 2012 (18 U.S.C. 923 note; Public Law 112-55; 125 Stat. 609) is amended by striking the sixth proviso.

REFERS TO: Provided further, <<NOTE: 18 USC 923 note.>> That, during the current fiscal year and in each fiscal year thereafter, no funds appropriated under this or any other Act may be used to disclose part or all of the contents of the firearms Trace System database maintained by the National Trace Center of the Bureau of Alcohol, Tobacco, Firearms and Explosives or any information required to be kept by licensees pursuant to section 923(g) of title 18, United States Code, or required to be reported pursuant to paragraphs (3) and (7) of such section, except to: (1) a Federal, State, local, or tribal law enforcement agency, or a Federal, State, or local prosecutor; or (2) a foreign law enforcement agency solely in connection with or for use in a criminal investigation or prosecution; or (3) a Federal agency for a national security or intelligence purpose; unless such disclosure of such data to any of the entities

(b) Prohibition on Use of Firearms Trace Data To Draw Broad Conclusions About Firearms-Related Crime.--Section 514 of division B of the Consolidated and Further Continuing Appropriations Act, 2013 (18 U.S.C. 923 note; Public Law 113-6; 127 Stat. 271) is repealed.

SEC. 3. ELIMINATION OF PROHIBITION ON CONSOLIDATION OR CENTRALIZATION IN THE DEPARTMENT OF JUSTICE OF FIREARMS ACQUISITION AND DISPOSITION RECORDS MAINTAINED BY FEDERAL FIREARMS LICENSEES.

The matter under the heading "salaries and expenses" under the heading "Bureau of Alcohol, Tobacco, Firearms and Explosives" in title II of division B of the Consolidated and Further Continuing Appropriations Act, 2012 (18 U.S.C. 923 note; Public Law 112-55; 125 Stat. 609) is amended by striking the first proviso.

except to: (1) a Federal, State, local, or tribal law enforcement agency, or a Federal, State, or local prosecutor;

SEC. 4. ELIMINATION OF PROHIBITION ON IMPOSITION OF REQUIREMENT THAT FIREARMS DEALERS CONDUCT PHYSICAL CHECK OF FIREARMS INVENTORY.

SEC. 5. ELIMINATION OF REQUIREMENT THAT INSTANT CHECK RECORDS BE DESTROYED WITHIN 24 HOURS.

SEC. 6. ELIMINATION OF PROHIBITION ON PROCESSING OF FREEDOM OF INFORMATION ACT REQUESTS ABOUT ARSON OR EXPLOSIVE INCIDENTS OR FIREARM TRACES.

SEC. 7. ELIMINATION OF PROHIBITIONS RELATING TO "CURIOS OR RELICS" AND IMPORTATION OF SURPLUS MILITARY FIREARMS.

SEC. 8. ELIMINATION OF PROHIBITION ON DENIAL OF FEDERAL FIREARMS LICENSE DUE TO LACK OF BUSINESS ACTIVITY.

SEC. 9. ELIMINATION OF PROHIBITION ON THE TRANSFER OF THE FUNCTIONS, MISSIONS, OR ACTIVITIES OF THE BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES TO OTHER AGENCIES OR DEPARTMENTS.

SEC. 10. ELIMINATION OF PROHIBITION ON SEARCHING COMPUTERIZED RECORDS OF FEDERALLY LICENSED FIREARMS DEALERS WHO ARE OUT OF BUSINESS.

SEC. 11. ELIMINATION OF PROHIBITION ON DENYING, OR FAILING TO ACT ON, APPLICATION TO IMPORT CERTAIN SHOTGUN MODELS ON THE BASIS THAT THE SHOTGUN WAS NOT PARTICULARLY SUITABLE FOR OR READILY ADAPTABLE TO SPORTING PURPOSES.

SEC. 12. ELIMINATION OF LIMITS ON FREQUENCY OF RECORD-KEEPING INSPECTIONS OF INVENTORY AND RECORDS OF FEDERAL FIREARMS LICENSEES.

Section 923(g)(1)(B)(ii) of title 18, United States Code, is amended to read as follows: "(ii) for ensuring compliance with the record keeping requirements of this chapter; or".

SEC. 13. REVISING STANDARD FOR FEDERAL FIREARM LICENSE REVOCATION FROM WILLFUL VIOLATION TO KNOWING VIOLATION.

(a) In General.--Section 923(e) of title 18, United States Code, is amended by striking ``willfully'' each place the term appears and inserting ``knowingly''.

(b) Technical Amendment.--The third sentence of section 923(e) of title 18, United States Code, is amended by striking ``Secretary's'' and inserting ``Attorney General's''.

SEC. 14. ELIMINATION OF DE NOVO REVIEW AND OF OPPORTUNITY TO RELY ON EVIDENCE NOT PREVIOUSLY CONSIDERED.

Section 923(f)(3) of title 18, United States Code, is amended--

(1) in the second sentence, by striking ``de novo''; and

(2) in the third sentence, by striking ``any evidence submitted by the parties to the proceeding whether or not such evidence'' and inserting ``only evidence that''.

SEC. 15. REVISING STANDARDS FOR ELIGIBILITY OF FEDERAL FIREARMS LICENSEES.

Section 923(d)(1) of title 18, United States Code, is amended by striking ``willfully'' each place the term appears and inserting ``knowingly''.