

106TH CONGRESS
2D SESSION

H. R. 5148

To provide for the establishment of a national database of ballistics information about firearms for use in fighting crime, and to require firearms manufacturers to provide ballistics information about new firearms to the national database.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2000

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

A BILL

To provide for the establishment of a national database of ballistics information about firearms for use in fighting crime, and to require firearms manufacturers to provide ballistics information about new firearms to the national database.

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 Ballistics Safety
5 Act of 2000”.

1 **SEC. 2. NATIONAL FIREARMS BALLISTICS DATABASE.**

2 (a) ESTABLISHMENT.—The Director of the Bureau
3 of Alcohol, Tobacco and Firearms (in this section referred
4 to as the “Director”) shall establish an electronic database
5 designed to contain information on the ballistic character-
6 istics of firearms, which shall be known as the “National
7 Firearms Ballistics Database”.

8 (b) FIREARMS BALLISTICS INFORMATION REQUIRE-
9 MENT.—The Director shall, by regulation, prescribe the
10 type of ballistics information required by section 922(z)
11 of title 18, United States Code, to be provided to the Na-
12 tional Firearms Ballistics Database, and the form and
13 manner in which the information is to be so provided.

14 (c) USE OF DATABASE INFORMATION.—The Director
15 shall ensure that the information in the National Firearms
16 Ballistics Database is made available, on request, to any
17 law enforcement agency or law enforcement officer.

18 (d) NOTICE.—On establishment of the National Fire-
19 arms Ballistics Database, the Director shall notify each
20 licensed manufacturer and the chief law enforcement offi-
21 cer of each State of the establishment.

22 (e) DEFINITIONS.—In this section:

23 (1) FIREARM.—The term “firearm” has the
24 meaning given in section 921(a)(3) of title 18,
25 United States Code.

1 (2) FIREARM MANUFACTURER.—The term
2 “firearm manufacturer” means any person who
3 manufactures a firearm.

4 (3) LICENSED MANUFACTURER.—The term “li-
5 censed manufacturer” has the meaning given in sec-
6 tion 921(a)(10) of title 18, United States Code.

7 (4) STATE.—The term “State” has the mean-
8 ing given in section 921(a)(2) of title 18, United
9 States Code.

10 **SEC. 3. REQUIREMENT THAT FIREARM MANUFACTURER**
11 **OBTAIN AND PROVIDE BALLISTICS INFORMA-**
12 **TION TO THE NATIONAL FIREARMS BALLIS-**
13 **TICS DATABASE.**

14 (a) IN GENERAL.—Section 922 of title 18, United
15 States Code, is amended by inserting after subsection (y)
16 the following:

17 “(z) Within 30 days after a person manufactures a
18 firearm, the person shall provide to the National Firearms
19 Ballistics Database the ballistics information prescribed
20 under section 2(b) of the Gun Ballistics Safety Act of
21 2000 with respect to the firearm.”.

22 (b) PENALTIES.—

23 (1) CRIMINAL PENALTIES.—Section 924(a) of
24 such title is amended by adding at the end the fol-
25 lowing:

1 “(7) Whoever knowingly violates section 922(z) shall
2 be fined under this title, imprisoned not more than 20
3 years, or both.”.

4 (2) LICENSE REVOCATION.—Section 923(e) of
5 such title is amended by inserting after the 2nd sen-
6 tence the following: “The Secretary shall, after no-
7 tice and opportunity for hearing, revoke any license
8 issued under this section if the Secretary determines
9 that the holder of the license has violated section
10 922(z).”.

11 (c) EFFECTIVE DATE.—The amendments made by
12 this section shall apply to conduct engaged in after the
13 30-day period that begins with the date of the enactment
14 of this Act.

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