

118TH CONGRESS  
1ST SESSION

# H. R. 730

To amend section 923 of title 18, United States Code, to require an electronic, searchable database of the importation, production, shipment, receipt, sale, or other disposition of firearms.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 1, 2023

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

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## A BILL

To amend section 923 of title 18, United States Code, to require an electronic, searchable database of the importation, production, shipment, receipt, sale, or other disposition of firearms.

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 “Crime Gun Tracing  
5 Modernization Act of 2023”.

6 **SEC. 2. ELECTRONIC, SEARCHABLE DATABASES.**

7 Section 923(g) of title 18, United States Code, is  
8 amended by adding at the end the following:

1           “(8)(A) In this paragraph, the term ‘foreign intel-  
2           ligence information’ has the meaning given the term in  
3           section 101 of the Foreign Intelligence Surveillance Act  
4           of 1978 (50 U.S.C. 1801).

5           “(B) Not later than 3 years after the date of enact-  
6           ment of this paragraph, the National Tracing Center of  
7           the Bureau of Alcohol, Tobacco, Firearms and Explosives  
8           shall establish and maintain electronic, searchable data-  
9           bases of all records within its possession of the importa-  
10          tion, production, shipment, receipt, sale, or other disposi-  
11          tion of firearms required to be submitted to the Bureau  
12          of Alcohol, Tobacco, Firearms and Explosives by persons  
13          licensed under this chapter.

14          “(C) Each licensee under this chapter may provide  
15          the National Tracing Center with electronic access, con-  
16          sistent with the requirements of this paragraph, to all  
17          records within the licensee’s possession that are required  
18          to be kept under this chapter.

19          “(D) A licensee may voluntarily relinquish possession  
20          of any non-electronic record required to be kept under this  
21          chapter to the Bureau of Alcohol, Tobacco, Firearms and  
22          Explosives if—

23                  “(i) 10 years have elapsed from the date of the  
24          firearm transaction; or

1           “(ii) in the case of paper acquisition and dis-  
2           position books, 10 years have elapsed without any  
3           open disposition entries and with no dispositions re-  
4           corded in the record.

5           “(E) The National Tracing Center—

6           “(i) shall have remote access to and may query,  
7           search, or otherwise access the electronic databases  
8           described in this paragraph; and

9           “(ii) may, with the permission of a State, or po-  
10          litical subdivision of a State, have remote access to,  
11          and may query, search, or otherwise access the data-  
12          bases of the firearms registration system or pawn-  
13          broker records system of the State or political sub-  
14          division.

15          “(F) The National Tracing Center may query,  
16          search, or otherwise access the electronic databases de-  
17          scribed in this paragraph for only the following purposes:

18                 “(i) To obtain information related to a bona  
19                 fide law enforcement investigation by a Federal,  
20                 State, local, tribal, or foreign law enforcement agen-  
21                 cy.

22                 “(ii) To obtain information that is—

23                         “(I) foreign intelligence information; or

1           “(II) necessary to understand, or assess  
2           the importance of, foreign intelligence informa-  
3           tion.

4           “(iii) To obtain information necessary during a  
5           compliance inspection of an active licensee who has  
6           submitted non-electronic records in accordance with  
7           subparagraph (D).

8           “(G) The databases established under this para-  
9 graph—

10           “(i) shall be electronically searchable by date of  
11           acquisition or disposition, license number, and the  
12           information identified on each firearm or other fire-  
13           arm descriptor, including the manufacturer, im-  
14           porter, model, serial number, type, and caliber or  
15           gauge;

16           “(ii) shall not be electronically searchable by  
17           the personally identifiable information of any indi-  
18           vidual; and

19           “(iii) shall include in search results the entire  
20           contents of the relevant records kept by the licensee.

21           “(H) This paragraph shall take effect notwith-  
22 standing any other provision of law, including any tem-  
23 porary or permanent restrictions placed on funds made

- 1 available to the Bureau of Alcohol, Tobacco, Firearms and
- 2 Explosives, or the Department of Justice.”.

