

114TH CONGRESS
1ST SESSION

H. R. 3853

To provide the Attorney General with greater discretion in issuing Federal firearms licenses, and to authorize temporarily greater scrutiny of Federal firearms licensees who have transferred a firearm unlawfully or had 10 or more crime guns traced back to them in the preceding 2 years.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 28, 2015

Ms. MOORE introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide the Attorney General with greater discretion in issuing Federal firearms licenses, and to authorize temporarily greater scrutiny of Federal firearms licensees who have transferred a firearm unlawfully or had 10 or more crime guns traced back to them in the preceding 2 years.

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 Dealer Account-
5 ability Act”.

1 **SEC. 2. GREATER DISCRETION IN ISSUING FEDERAL FIRE-**
2 **ARMS LICENSES.**

3 Section 923 of title 18, United States Code, is
4 amended—

5 (1) in subsection (c), by striking “shall issue”
6 and inserting “may issue”; and

7 (2) in subsection (d)(1), by striking “shall be”
8 and inserting “may be”.

9 **SEC. 3. AUTHORIZATION OF TEMPORARILY GREATER**
10 **SCRUTINY OF FEDERAL FIREARMS LICENS-**
11 **EES WHO HAVE TRANSFERRED A FIREARM**
12 **UNLAWFULLY OR HAD 10 OR MORE CRIME**
13 **GUNS TRACED BACK TO THEM IN THE PRE-**
14 **CEDING 2 YEARS.**

15 (a) **AUTHORITY TO TEMPORARILY INCREASE FRE-**
16 **QUENCY OF INSPECTIONS.**—Section 923(g)(1)(B)(ii)(I) of
17 title 18, United States Code, is amended by inserting “,
18 except that this subclause shall not apply with respect to
19 a licensee if, in the preceding 2 years, a court has found
20 the licensee to have transferred a firearm unlawfully or
21 the Attorney General has found that 10 or more firearms
22 used in crimes have been traced back to the licensee” be-
23 fore the semicolon.

24 (b) **AUTHORITY TO TEMPORARILY REQUIRE CON-**
25 **DUCT OF A PHYSICAL INVENTORY OF FIREARMS BUSI-**
26 **NESS.**—

1 (1) The matter under the heading “Bureau of
2 Alcohol, Tobacco, Firearms and Explosives—Sala-
3 ries and Expenses” in title II of division B of the
4 Consolidated and Further Continuing Appropria-
5 tions Act, 2013 (18 U.S.C. 923 note; Public Law
6 113–6; 127 Stat. 248) is amended in the 5th proviso
7 by inserting “, unless the rule applies only to a busi-
8 ness of a licensee if, in the preceding 2 years, a
9 court has found the licensee to have transferred a
10 firearm unlawfully or the Attorney General has
11 found that 10 or more firearms used in crimes have
12 been traced back to the licensee” before the colon.

13 (2) The matter under the heading “Bureau of
14 Alcohol, Tobacco, Firearms and Explosives—Sala-
15 ries and Expenses” in title I of division B of the
16 Consolidated and Further Continuing Appropria-
17 tions Act, 2012 (18 U.S.C. 923 note; Public Law
18 112–55; 125 Stat. 609–610) is amended in the 7th
19 proviso by inserting “, unless the rule applies only
20 to a business of a licensee if, in the preceding 2
21 years, a court has found the licensee to have trans-
22 ferred a firearm unlawfully or the Attorney General
23 has found that 10 or more firearms used in crimes

1 have been traced back to the licensee” before the
2 colon.

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