

118TH CONGRESS
1ST SESSION

H. R. 5286

To prohibit the Secretary of Veterans Affairs from transmitting certain information to the Department of Justice for use by the national instant criminal background check system.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 25, 2023

Mr. ROY (for himself, Mr. CRANE, Mr. GOODEN of Texas, Mr. CLYDE, Mr. HARRIS, and Mrs. MILLER of Illinois) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To prohibit the Secretary of Veterans Affairs from transmitting certain information to the Department of Justice for use by the national instant criminal background check system.

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 “Defending Veterans’
5 Second Amendment Rights Act”.

1 **SEC. 2. PROHIBITION ON SECRETARY OF VETERANS AF-**
2 **FAIRS TRANSMITTAL OF CERTAIN INFORMA-**
3 **TION TO THE DEPARTMENT OF JUSTICE FOR**
4 **USE BY THE NATIONAL INSTANT CRIMINAL**
5 **BACKGROUND CHECK SYSTEM.**

6 The Secretary of Veterans Affairs may not transmit
7 to any entity in the Department of Justice, for use by the
8 national instant criminal background check system estab-
9 lished under section 103 of the Brady Handgun Violence
10 Prevention Act, personally identifiable information on vet-
11 erans and other beneficiaries, solely on the basis of a de-
12 termination by the Secretary under chapter 11 of title 38,
13 United States Code, that a person has a service-connected
14 disability.

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