

114TH CONGRESS
1ST SESSION

H. R. 2916

To amend chapter 44 of title 18, United States Code, to restrict the ability of a person whose Federal license to import, manufacture, or deal in firearms has been revoked, whose application to renew such a license has been denied, or who has received a license revocation or renewal denial notice, to transfer business inventory firearms, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 2015

Mr. CICILLINE (for himself, Mr. MICHAEL F. DOYLE of Pennsylvania, Mr. HIMES, Ms. MOORE, Mr. MEEKS, Mr. VAN HOLLEN, Mr. KEATING, Mr. ELLISON, Ms. TSONGAS, Mr. CARTWRIGHT, Mr. LIPINSKI, Ms. CLARK of Massachusetts, Mr. FARR, Ms. SCHAKOWSKY, Mr. ISRAEL, Mrs. NAPOLITANO, Ms. DELAURO, Ms. DEGETTE, Mr. LANGEVIN, Ms. SLAUGHTER, Mr. POCAN, Ms. CASTOR of Florida, Ms. PINGREE, Ms. LOFGREN, Ms. FUDGE, Ms. WILSON of Florida, Mrs. CAPPES, Mr. GRIJALVA, Mr. NADLER, Mr. PASCRELL, Mr. SWALWELL of California, Ms. MENG, Ms. ESTY, Ms. MCCOLLUM, and Mr. BLUMENAUER) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

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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 “Fire Sale Loophole
5 Closing Act”.

6 **SEC. 2. RESTRICTIONS ON THE ABILITY OF A PERSON**

7 **WHOSE FEDERAL LICENSE TO IMPORT, MAN-**
8 **UFACTURE, OR DEAL IN FIREARMS HAS BEEN**
9 **REVOKED, WHOSE APPLICATION TO RENEW**
10 **SUCH A LICENSE HAS BEEN DENIED, OR WHO**
11 **HAS RECEIVED A LICENSE REVOCATION OR**
12 **RENEWAL DENIAL NOTICE, TO TRANSFER**
13 **BUSINESS INVENTORY FIREARMS.**

14 (a) RESTRICTIONS.—Section 922 of title 18, United
15 States Code, is amended by adding at the end the fol-
16 lowing:

17 “(aa)(1)(A) It shall be unlawful for a person who has
18 been notified by the Attorney General that the Attorney
19 General has made a determination to revoke a license
20 issued to the person under this chapter to import, manu-
21 facture, or deal in firearms, or to deny an application of
22 the person to renew such a license, to—

23 “(i) transfer a business inventory firearm of the
24 person—

1 “(I) into a personal collection of the per-
2 son; or

3 “(II) to an employee of the person, or to
4 an individual described in section 923(d)(1)(B)
5 with respect to the person; or

6 “(ii) receive a firearm that was a business in-
7 ventory firearm of the person as of the date the per-
8 son received the notice.

9 “(B) Subparagraph (A) shall not apply with respect
10 to a license revocation or denial determination that is re-
11 scinded.

12 “(2)(A) It shall be unlawful for a person, on or after
13 the effective date of the revocation of a license issued to
14 the person under this chapter to import, manufacture, or
15 deal in firearms, or (in the case that the application of
16 the person to renew such a license is denied) on or after
17 the date the license expires, to—

18 “(i) engage in conduct prohibited by paragraph
19 (1); or

20 “(ii) transfer to any other person (except a per-
21 son licensed under this chapter or a Federal, State,
22 or local law enforcement agency) a firearm that was
23 a business inventory firearm of the person as of the
24 effective date or expiration date, as the case may be.

1 “(B) Subparagraph (A) shall not apply with respect
2 to a license revocation or denial determination that is re-
3 versed.”.

4 (b) BUSINESS INVENTORY DEFINED.—Section
5 921(a) of such title is amended by adding at the end the
6 following:

7 “(36) BUSINESS INVENTORY FIREARM.—The term
8 ‘business inventory firearm’ means, with respect to a per-
9 son, a firearm required by law to be recorded in the acqui-
10 sition and disposition logs of any firearms business of the
11 person.”.

12 (c) CONFORMING AMENDMENT.—Section 923(c) of
13 such title is amended in the second sentence by inserting
14 “section 922(aa) and to” after “subject only to”.

15 (d) PENALTIES.—Section 924(a) of such title is
16 amended by adding at the end the following:

17 “(8) Whoever knowingly violates section 922(aa)
18 shall be fined under this title, imprisoned not more than
19 1 year (or, if the violation was willful, 5 years), or both.”.

20 (e) REQUIREMENT THAT LICENSE REVOCATION OR
21 APPLICATION DENIAL NOTICE INCLUDE TEXT OF LAW
22 PROHIBITING DEALING IN FIREARMS WITHOUT A FED-
23 ERAL FIREARMS LICENSE AND RESTRICTING TRANSFER
24 OF FIREARMS AFTER RECEIPT OF OFFICIAL LICENSE
25 REVOCATION OR RENEWAL APPLICATION DENIAL NO-

1 TICE.—Section 923(f)(1) of such title is amended in the
2 last sentence by inserting “, and shall set forth the provi-
3 sions of Federal law and regulation which prohibit a per-
4 son not licensed under this chapter from engaging in the
5 business of dealing in firearms or are relevant in deter-
6 mining whether a person is doing so, and the provisions
7 of section 922(aa)” before the period.

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