

116TH CONGRESS  
2D SESSION

# S. 4040

To amend chapter 44 of title 18, United States Code, to protect the rights of citizens under the Second Amendment to the Constitution of the United States.

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## IN THE SENATE OF THE UNITED STATES

JUNE 23, 2020

Mrs. LOEFFLER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend chapter 44 of title 18, United States Code, to protect the rights of citizens under the Second Amendment to the Constitution of the United States.

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 Owner Privacy  
5 Act”.

6 **SEC. 2. PROTECTION OF SECOND AMENDMENT RIGHTS.**

7 Section 922(t) of title 18, United States Code, is  
8 amended by adding at the end the following:

1       “(7)(A) None of the funds appropriated pursuant to  
2 any provision of law may be used for—

3           “(i) any system to implement this subsection  
4 that does not require and result in the immediate  
5 destruction of all information, in any form whatso-  
6 ever, submitted by or on behalf of any person who  
7 has been determined not to be prohibited from own-  
8 ing a firearm; or

9           “(ii) the implementation or collection of any tax  
10 or fee by any officer, agent, or employee of the  
11 United States, or by any State or local officer or  
12 agent acting on behalf of the United States, in con-  
13 nection with the implementation of this subsection.

14       “(B) Any person aggrieved by a violation of this para-  
15 graph may bring an action in the district court of the  
16 United States for the district in which the person resides.

17       “(C) Any person who is successful with respect to an  
18 action brought under subparagraph (B) shall receive dam-  
19 ages, punitive damages, and such other remedies as the  
20 court may determine to be appropriate, including a rea-  
21 sonable attorney’s fee.”.

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