

Jeanne Feinstein
S.L.C. 7c

AMENDMENT NO. _____ Calendar No. _____

Purpose: To authorize the Attorney General to deny requests to transfer a firearm to known or suspected terrorists.

IN THE SENATE OF THE UNITED STATES—114th Cong., 2d Sess.

H. R. 2578

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	By <u>Feinstein</u>	fiscal
	To: <u>Amdt. No. 4685</u>	pur-
Ref	<u>2</u>	and
	Page(s)	

GPO: 2010 63-070 (mac)

AMENDMENT intended to be proposed by Mrs. FEINSTEIN (for herself, Mr. Leahy, Mr. Nelson, Mr. Reid, Mr. Durbin, Mr. Schumer, Mrs. Mikulski, Mrs. Boxer, Mr. Booker, Mr. Udall, Mr. Carper, Mr. Markey) to the amendment (No. 4685) proposed by Mr. SHELBY

Viz:

- 1 At the appropriate place, insert the following:
- 2 **SEC. ____ . AUTHORITY TO DENY TRANSFERS OF FIRE-**
- 3 **ARMS TO TERRORISTS.**

4 Hereafter, the Attorney General may deny the trans-

5 fer of a firearm if the Attorney General determines, based

6 on the totality of the circumstances, that the transferee

7 represents a threat to public safety based on a reasonable

8 suspicion that the transferee is engaged, or has been en-

9 gaged, in conduct constituting, in preparation for, in aid

10 of, or related to terrorism, or providing material support

(for herself,
Mr. Leahy,
Mr. Nelson,
Mr. Reid,
Mr. Durbin,
Mr. Schumer,
Mrs. Mikulski,
Mrs. Boxer,
Mr. Booker,
Mr. Udall,
Mr. Carper,
Mr. Markey)

1 or resources thereof. A denial described in this section
2 shall be subject to the remedial procedures set forth in
3 section 103(g) of Public Law 103-159 (18 U.S.C. 922
4 note) and the intended transferee may pursue a remedy
5 for an erroneous denial of a firearm under section 925A(1)
6 of title 18, United States Code. Such remedial procedures
7 and judicial review shall be subject to procedures that may
8 be developed by the Attorney General to prevent the dis-
9 closure of information that would likely compromise na-
10 tional security or ongoing law enforcement operations,
11 consistent with due process. The Attorney General shall
12 establish, within the amounts appropriated, procedures to
13 ensure that, if an individual who is, or within the previous
14 5 years has been, under investigation for conduct related
15 to a Federal crime of terrorism, as defined in section
16 2332b(g)(5) of title 18, United States Code, attempts to
17 purchase a firearm, the Attorney General or a designee
18 of the Attorney General shall be promptly notified of the
19 attempted purchase.