

115TH CONGRESS
1ST SESSION

H. R. 3361

To amend title 18, United States Code, to require federally licensed firearms importers, manufacturers, and dealers to meet certain requirements with respect to securing their firearms inventory, business records, and business premises.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2017

Mr. SCHNEIDER (for himself, Mr. CARBAJAL, Mr. COURTNEY, Mr. HASTINGS, Mr. GRIJALVA, Mr. GUTIÉRREZ, Ms. JACKSON LEE, Ms. KELLY of Illinois, Ms. LOFGREN, Mr. MEEKS, Ms. NORTON, Mr. QUIGLEY, Ms. SCHA-KOWSKY, Ms. SHEA-PORTER, and Mr. SUOZZI) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to require federally licensed firearms importers, manufacturers, and dealers to meet certain requirements with respect to securing their firearms inventory, business records, and business premises.

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 “Safety Enhancements
5 for Communities Using Reasonable and Effective Firearm
6 Storage Act” or the “SECURE Firearm Storage Act”.

1 **SEC. 2. SECURITY REQUIREMENTS FOR FEDERALLY LI-**
2 **CENSED FIREARMS IMPORTERS, MANUFAC-**
3 **TURERS, AND DEALERS.**

4 (a) IN GENERAL.—Section 923 of title 18, United
5 States Code, is amended by adding at the end the fol-
6 lowing:

7 “(m) Except as provided in subsection (j):

8 “(1) A person who is a licensed importer, li-
9 censed manufacturer, or licensed dealer shall keep
10 and store all firearms in the business inventory of
11 the licensee at the premises covered by the license.
12 When the premises are not open for business, the li-
13 censee shall, with respect to each such firearm—

14 “(A) secure the firearm with a hardened
15 steel rod $\frac{1}{4}$ inch thick through the space be-
16 tween the trigger guard, and the frame or re-
17 ceiver, of the firearm, with the steel rod secured
18 by a hardened steel lock that has a shackle, and
19 the lock and shackle protected or shielded from
20 the use of a bolt cutter, and the rod anchored
21 to prevent the removal of the firearm from the
22 premises; or

23 “(B) store the firearm at the premises in
24 a locked fireproof safe, locked gun cabinet (and
25 if the locked gun cabinet is not steel, the fire-
26 arms within the cabinet must be secured with

1 a hardened steel rod 1/4 inch thick, protected or
2 shielded from the use of a bolt cutter and an-
3 chored to prevent the removal of the firearms
4 from the premises) or locked vault.

5 “(2) When the premises are not open for busi-
6 ness, the licensee shall store all paper records of the
7 business inventory and firearm transactions of, and
8 other dispositions of firearms by, the licensee at the
9 premises in a secure location such as a locked fire-
10 proof safe or locked vault.

11 “(3) The Attorney General shall, by regulation,
12 prescribe such additional security requirements as
13 the Attorney General deems appropriate with respect
14 to the firearms business conducted by a licensed im-
15 porter, licensed manufacturer, or licensed dealer,
16 such as requirements relating to the use of the fol-
17 lowing:

18 “(A) Alarm and security camera systems.

19 “(B) Site hardening.

20 “(C) Other measures necessary to reduce
21 the risk of theft at the business premises of a
22 licensee.”.

23 (b) PENALTIES.—Section 924 of such title is amend-
24 ed by adding at the end the following:

1 “(q) PENALTIES FOR NONCOMPLIANCE WITH FIRE-
2 ARMS LICENSEE SECURITY REQUIREMENTS.—

3 “(1) IN GENERAL.—

4 “(A) PENALTY.—With respect to a viola-
5 tion by a licensee of section 923(m) or a regula-
6 tion issued under such section, the Attorney
7 General, after notice and opportunity for hear-
8 ing—

9 “(i) in the case of the 1st such viola-
10 tion or related series of such violations on
11 the same date, shall subject the licensee to
12 a civil penalty in an amount equal to not
13 less than \$1,000 and not more than
14 \$10,000;

15 “(ii) in the case of the 2nd such viola-
16 tion, shall subject the licensee to a license
17 suspension until the licensee cures the vio-
18 lation and may subject the licensee to a
19 civil penalty in an amount provided in
20 clause (i); or

21 “(iii) in the case of the 3rd such viola-
22 tion or related series of violations on the
23 same date, shall revoke the license issued
24 to the licensee under this chapter and may

1 subject the licensee to a civil penalty in an
2 amount provided in clause (i).

3 “(B) REVIEW.—An action of the Attorney
4 General under this paragraph may be reviewed
5 only as provided under section 923(f).

6 “(2) ADMINISTRATIVE REMEDIES.—The imposi-
7 tion of a civil penalty or revocation of a license
8 under paragraph (1) shall not preclude any adminis-
9 trative remedy that is otherwise available to the At-
10 torney General.”.

11 (c) APPLICATION REQUIREMENT.—Section 923 of
12 such title is amended—

13 (1) in the 2nd sentence of subsection (a), by
14 striking “be in such form and contain only that”
15 and inserting “describe how the applicant plans to
16 comply with subsection (m) and shall be in such
17 form and contain only such other”; and

18 (2) in subsection (d)(1)—

19 (A) by striking “and” at the end of sub-
20 paragraph (F)(iii);

21 (B) by striking the period at the end of
22 subparagraph (G) and inserting “; and”; and

23 (C) by adding at the end the following:

24 “(H) the Attorney General determines that the
25 description in the application of how the applicant

1 plans to comply with subsection (m) would, if imple-
2 mented, so comply.”.

3 (d) EFFECTIVE DATES; REGULATIONS.—

4 (1) INITIAL FIREARM STORAGE REQUIRE-
5 MENTS.—Section 923(m)(1) of title 18, United
6 States Code, as added by the amendment made by
7 subsection (a) of this section, shall take effect on the
8 date that is 1 year after the date of the enactment
9 of this Act.

10 (2) INITIAL PAPER RECORDS STORAGE RE-
11 QUIREMENTS.—Section 923(m)(2) of title 18,
12 United States Code, as added by the amendment
13 made by subsection (a) of this section, shall take ef-
14 fect on the date that is 90 days after the date of the
15 enactment of this Act.

16 (3) ADDITIONAL SECURITY REQUIREMENTS.—
17 Within 2 years after the date of the enactment of
18 this section, the Attorney General shall issue the
19 regulations required by section 923(m)(3) of title
20 18, United States Code, as added by the amendment
21 made by subsection (a) of this section, and the regu-
22 lations shall take effect 1 year after the date issued.

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