

113TH CONGRESS  
1ST SESSION

# H. R. 427

To prevent the illegal sale of firearms, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

JANUARY 25, 2013

Mr. QUIGLEY (for himself, Ms. CHU, Ms. NORTON, Mr. GRIJALVA, Mr. DEUTCH, Ms. LEE of California, and Mr. MORAN) introduced the following bill; which was referred to the Committee on the Judiciary

---

## A BILL

To prevent the illegal sale of firearms, and for other purposes.

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 “Trafficking Reduction  
5 And Criminal Enforcement (TRACE) Act”.

6 **SEC. 2. REGULATORY REQUIREMENT TO MARK FIREARMS**

7 **WITH SECOND, HIDDEN SERIAL NUMBER.**

8 Within 12 months after the date of the enactment  
9 of this Act, the Attorney General shall promulgate final  
10 regulations that require each firearm manufactured in the

1 United States on or after the effective date of the regula-  
2 tion, to be marked with a serial number that is located  
3 inside the receiver of the firearm or that is visible only  
4 in infrared light, in addition to the serial number with  
5 which the firearm is otherwise required by law to be  
6 marked.

7 **SEC. 3. REQUIREMENT TO PRESERVE INSTANT CRIMINAL**  
8 **BACKGROUND CHECK RECORDS FOR 180**  
9 **DAYS.**

10 (a) IN GENERAL.—Section 922(t)(2)(C) of title 18,  
11 United States Code, is amended by inserting “after the  
12 180-day period that begins with the date the system com-  
13 plies with subparagraphs (A) and (B),” before “destroy”.

14 (b) CONFORMING AMENDMENT.—Section 511 of the  
15 Consolidated and Further Continuing Appropriations Act,  
16 2012 (18 U.S.C. 922 note; Public Law 112–55; 125 Stat.  
17 632) is amended—

18 (1) by striking “for—” and all that follows  
19 through “(1)”; and

20 (2) by striking the semicolon and all that fol-  
21 lows and inserting a period.

22 (c) REGULATIONS.—Within 180 days after the date  
23 of the enactment of this Act, the Attorney General shall  
24 prescribe regulations to implement the amendments made  
25 by this section.

1 **SEC. 4. REQUIREMENT THAT LICENSED FIREARMS DEAL-**  
2 **ERS CONDUCT PHYSICAL CHECK OF THEIR**  
3 **FIREARMS BUSINESS INVENTORY.**

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

7 “(8) Each licensee shall conduct a physical check of  
8 the firearms inventory of the business of the licensee li-  
9 censed under this chapter, in accordance with regulations  
10 which shall be prescribed by the Attorney General.”.

11 (b) CONFORMING AMENDMENT.—The matter under  
12 the heading “BUREAU OF ALCOHOL, TOBACCO, FIREARMS  
13 AND EXPLOSIVES—SALARIES AND EXPENSES” in title I  
14 of division B of the Consolidated and Further Continuing  
15 Appropriations Act, 2012 (18 U.S.C. 923 note; Public  
16 Law 112–55; 125 Stat. 609–610) is amended by striking  
17 the 7th proviso.

18 (c) REGULATIONS.—Within 180 days after the date  
19 of the enactment of this Act, the Attorney General shall  
20 prescribe regulations to implement section 923(g)(8) of  
21 title 18, United States Code.

22 **SEC. 5. ELIMINATION OF LIMITATIONS ON USE OF GUN**  
23 **TRACE INFORMATION.**

24 (a) The matter under the heading “BUREAU OF AL-  
25 COHOL, TOBACCO, FIREARMS AND EXPLOSIVES—SALA-  
26 RIES AND EXPENSES” in title I of division B of the Con-

1 consolidated and Further Continuing Appropriations Act,  
2 2012 (18 U.S.C. 923 note; Public Law 112–55; 125 Stat.  
3 609–610) is amended by striking the 6th proviso.

4 (b) The 6th proviso under the heading “BUREAU OF  
5 ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES—SAL-  
6 ARIES AND EXPENSES” in title II of division B of the Con-  
7 solidated Appropriations Act, 2010 (18 U.S.C. 923 note;  
8 Public Law 111–117; 123 Stat. 3128–3129) is amended  
9 by striking “beginning in fiscal year 2010 and thereafter”  
10 and inserting “in fiscal year 2010”.

11 (c) The 6th proviso under the heading “BUREAU OF  
12 ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES—SAL-  
13 ARIES AND EXPENSES” in title II of division B of the Om-  
14 nibus Appropriations Act, 2009 (18 U.S.C. 923 note; Pub-  
15 lic Law 111–8; 123 Stat. 574–576) is amended by striking  
16 “beginning in fiscal year 2009 and thereafter” and insert-  
17 ing “in fiscal year 2009”.

18 (d) The 6th proviso under the heading “BUREAU OF  
19 ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES—SAL-  
20 ARIES AND EXPENSES” in title II of division B of the Con-  
21 solidated Appropriations Act, 2008 (18 U.S.C. 923 note;  
22 Public Law 110–161; 121 Stat. 1903–1904) is amended  
23 by striking “beginning in fiscal year 2009 and thereafter”  
24 and inserting “in fiscal year 2009”.

1           (e) The 6th proviso under the heading “BUREAU OF  
2 ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES—SAL-  
3 ARIES AND EXPENSES” in title I of the Science, State,  
4 Justice, Commerce, and Related Agencies Appropriations  
5 Act, 2006 (18 U.S.C. 923 note; Public Law 109–108; 119  
6 Stat. 2295–2296) is amended by striking “with respect  
7 to any fiscal year”.

○