

**AMENDMENT TO RULES COMMITTEE PRINT 116-**

**19**

**OFFERED BY MR. CONNOLLY OF VIRGINIA**

At the end of subtitle E of title V, add the following new section:

1 **SEC. 5\_\_\_ . AVAILABILITY OF RECORDS FOR NATIONAL IN-**  
2 **STANT CRIMINAL BACKGROUND CHECK SYS-**  
3 **TEM.**

4 (a) NICS RECORDS.—Section 101(b) of the NICS  
5 Improvement Amendments Act of 2007 (34 U.S.C.  
6 40911(b)) is amended—

7 (1) by redesignating paragraph (2) as para-  
8 graph (3); and

9 (2) by inserting after paragraph (1), the fol-  
10 lowing new paragraph (2):

11 “(2) DEPARTMENT OF DEFENSE.—Not later  
12 than three business days after the final disposition  
13 of a judicial proceeding conducted within the De-  
14 partment of Defense, the Secretary of Defense shall  
15 make available to the Attorney General records  
16 which are relevant to a determination of whether a  
17 member of the Armed Forces involved in such pro-  
18 ceeding is disqualified from possessing or receiving a

1       firearm under subsection (g) or (n) of section 922  
2       of title 18, United States Code, for use in back-  
3       ground checks performed by the National Instant  
4       Criminal Background Check System.”.

5       (b) STUDY AND REPORT ON MPO DATABASE.—

6           (1) STUDY.—The Secretary of Defense shall  
7       conduct a study on the feasibility of establishing a  
8       database of military protective orders issued by mili-  
9       tary commanders against individuals suspected of  
10      having committed an offense of domestic violence  
11      under section 928b of title 10, United States Code  
12      (article 128b of the Uniform Code of Military Jus-  
13      tice). The study shall include an examination of each  
14      of the following:

15           (A) The feasibility of creating a database  
16      to record, track, and report such military pro-  
17      tective orders to the National Instant Criminal  
18      Background Check System.

19           (B) The feasibility of establishing a proc-  
20      ess by which a military judge or magistrate  
21      may issue a protective order against an indi-  
22      vidual suspected of having committed such an  
23      offense.

24           (2) REPORT.—Not later than 180 days after  
25      the date of the enactment of this Act, the Secretary

1 of Defense shall submit to the congressional defense  
2 committees a report on the results of the study con-  
3 ducted under paragraph (1).

