AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO RULES COMMITTEE PRINT 117–60
OFFERED BY MRS. GREENE OF GEORGIA

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Brian A. Terry Memorial Eliminate the ATF Act”.

TITLE I—ABOLISHMENT OF THE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES

SEC. 101. PREPARATORY PROVISIONS.

(a) Rescission of Recent Regulations.—All regulations and guidance issued by the Bureau of Alcohol, Tobacco, Firearms and Explosives (in this title referred to as the “Bureau”) during the period that begins with August 1, 2020, and ends with the date of the enactment of this title are hereby null and void and shall have no force or effect.

(b) Rescission of Hiring Authority.—The authority of any officer or employee of the Bureau to hire is hereby rescinded.
(c) NOTICE TO BUREAU EMPLOYEES.—On the date of the enactment of this title, the President shall provide each employee of the Bureau with written notice that, on the abolishment date—

(1) the Bureau will be abolished; and

(2) if the employee is a Bureau employee as of that date, the employment of the employee with the Bureau will be terminated.

(d) DISPOSITION OF CONFISCATED FIREARMS AND AMMUNITION POSSESSED BY THE BUREAU.—

(1) PUBLICATION OF LIST.—Within 3 months after the date of the enactment of this title, the Director of the Bureau shall publish an itemized list on the website of the Bureau, which shall be available to the public, of all confiscated firearms and ammunition possessed by the Bureau.

(2) SALE BY AUCTION.—Before the abolishment date, the Director of the Bureau shall sell the firearms and ammunition referred to in paragraph (1) to licensed dealers (as defined in section 921(a) of title 18, United States Code) at public auction.

SEC. 102. ABOLISHMENT.

(a) IN GENERAL.—Effective on the abolishment date, the Bureau is abolished.

(b) DEFINITIONS.—In this title:
(1) A BOLISHMENT DATE.—The term “abolishment date” means the date that is 180 days after the date of the enactment of this title.

(2) FUNCTION.—The term “function” includes any duty, obligation, power, authority, responsibility, right, privilege, activity, or program.

SEC. 103. TRANSFER OF AUTHORITIES, FUNCTIONS, PERSONNEL, AND ASSETS TO THE DEPARTMENT OF JUSTICE.

(a) In General.—Section 599A of title 28, United States Code, is amended to read as follows:

“§ 599A. Transfer of authorities, functions, personnel, and assets to the Department of Justice

“(a) TRANSFER OF AUTHORITIES, FUNCTIONS, PERSONNEL, AND ASSETS.—Notwithstanding any other provision of law, there are transferred to the Department of Justice the authorities, functions, personnel, and assets of the Bureau of Alcohol, Tobacco, Firearms and Explosives, as in effect just before the abolishment date (as defined in section 102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act).

“(b) COORDINATION.—The Attorney General, acting through such other officials of the Department of Justice as the Attorney General may designate, shall provide for the coordination of all firearms, explosives, and arson en-
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enforcement functions vested in the Attorney General so as to assure maximum cooperation between and among any officer, employee, or agency of the Department of Justice involved in the performance of these and related functions.”.

(b) CONFORMING AMENDMENT.—The chapter heading for chapter 40A of such title is amended by striking “BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES” and inserting “TRANSFER OF CERTAIN AUTHORITIES, FUNCTIONS, PERSONNEL, AND ASSETS TO THE DEPARTMENT OF JUSTICE”.

e) CLERICAL AMENDMENTS.—

(1) The table of chapters for part II of such title is amended by striking the item relating to chapter 40A and inserting the following:

“40A. Transfer of Certain Authorities, Functions, Personnel, and Assets to the Department of Justice 599A”.

(2) The table of sections for chapter 40A of such title is amended by striking the item relating to section 599A and inserting the following:

“599A. Transfer of Certain Authorities, Personnel, and Assets to the Department of Justice.”.
SEC. 104. ADMINISTRATION OF TAXES ON BEER, WINE, SPIRITS, AND TOBACCO PRODUCTS TRANSFERRED TO ATTORNEY GENERAL.

(a) Transfer.—Notwithstanding any other provision of law, there are transferred to the Department of Justice the authorities, functions, personnel, and assets of the Tax and Trade Bureau of the Department of the Treasury relating to administration and enforcement of chapters 51 and 52 of the Internal Revenue Code of 1986, so much of chapters 61 through 80 of such Code as relate to the enforcement and administration of such chapters 51 and 52, the Federal Alcohol Administration Act, the Alcohol Beverage Labeling Act of 1988, and the Act of March 1, 1913, commonly known as the “Webb-Kenyon Act”. Such authorities, functions, personnel, and assets shall be employed by or under the supervision of the Attorney General.

(b) Amendment of Internal Revenue Code of 1986.—Section 7801(a)(2) of the Internal Revenue Code of 1986 is amended to read as follows:

“(2) Administration and enforcement by attorney general of provisions relating to beer, wine, spirits, and tobacco products.—

“(A) In general.—The administration and enforcement of the following provisions of this title shall be performed by or under the su-
pervision of the Attorney General; and the term
‘Secretary’ or ‘Secretary of the Treasury’ shall,
when applied to those provisions, mean the At-
torney General; and the term ‘internal revenue
officer’ shall, when applied to those provisions,
mean any officer within the Department of Jus-
tice so designated by the Attorney General:

“(i) Chapters 51 and 52.

“(ii) Chapters 61 through 80, to the
extent such chapters relate to the enforce-
ment and administration of the provisions
referred to in clause (i).

“(B) USE OF EXISTING RULINGS AND IN-
TERPRETATIONS.—Nothing in the Brian A.
Terry Memorial Eliminate the ATF Act alters
or repeals the rulings and interpretations of the
Tax and Trade Bureau in effect on the effective
date of such Act, which concerns the provisions
of this title referred to in subparagraph (A).
The Attorney General shall consult with the
Secretary to achieve uniformity and consistency
in administering the provisions referred to in
subparagraph (A).’’.
SEC. 105. DUTIES AND AUTHORITIES OF THE ATTORNEY GENERAL.

(a) Duty To Administer and Dissolve Other Outstanding Obligations and Affairs.—The Attorney General shall—

(1) administer and dissolve any outstanding obligations of the Federal Government under any programs terminated by this title; and

(2) take such other actions as may be necessary to dissolve any outstanding affairs of the Bureau.

(b) Other Authorities.—For purposes of performing the functions of the Attorney General under this title and subject to the availability of appropriations, the Attorney General may—

(1) enter into contracts;

(2) employ experts and consultants in accordance with section 3109 of title 5, United States Code, at rates for individuals not to exceed the per diem rate equivalent to the rate for level IV of the Executive Schedule; and

(3) utilize, on a reimbursable basis, the services, facilities, and personnel of other Federal agencies.

(c) Rule of Interpretation.—Nothing in this title may be construed to authorize any position of the Bureau, or authorize the Bureau to perform any function, after the abolishment date.
SEC. 106. SAVINGS PROVISIONS.

(a) LEGAL DOCUMENTS.—All orders, determinations, rules, and regulations of, permits issued by, grants, loans, contracts, and agreements made by, and certificates, licenses, and privileges granted by the Bureau, that are in effect on the abolishment date (or become effective after such date pursuant to their terms as in effect on such date), shall continue in effect according to their terms until modified, terminated, superseded, set aside, or revoked in accordance with law by the President, any other authorized official, a court of competent jurisdiction, or operation of law.

(b) SUITS.—This title shall not affect suits commenced before the abolishment date, and in all such suits, proceeding shall be had, appeals taken, and judgments rendered in the same manner and with the same effect as if this title had not been enacted.

SEC. 107. AVAILABILITY OF FUNDS.

All funds available for the performance of functions, programs, and activities terminated pursuant to this title shall remain available, for the duration of their period of availability but not later than September 30, 2023, for necessary expenses in connection with the termination and resolution of the functions, programs, and activities of the Bureau.
SEC. 108. CONFORMING AMENDMENTS AND REPEALS.

(a) Amendments Relating to Title 2, United States Code.—


(b) Amendments Relating to Title 5, United States Code.—

(1) Section 644 of division J of the Consolidated Appropriations Resolution, 2003 (5 U.S.C. 552 note) is amended by striking “, 923(g)(3) or 923(g)(7),”.

(2) Section 206 of division B of the Consolidated Appropriations Act, 2006 (5 U.S.C. 3104 note) is repealed.

(3) Section 122 of title I of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1998 (5 U.S.C. 3104 note) is repealed.
(4) Section 7323(b)(2)(B)(i) of title 5, United States Code, is amended by striking subclause (XII) and redesignating subclauses (XIII) and (XIV) as subclauses (XII) and (XIII), respectively.

(c) Amendments Relating to Title 6, United States Code.—


(2) Section 1114(a) of such Act (6 U.S.C. 532(a)) is amended by striking “Bureau” and inserting “Department of Justice”.

(d) Amendments Relating to Title 8, United States Code.—

(1) Section 101(a)(43) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(43)) is amended—

(A) in subparagraph (B), by striking “924(c)” and inserting “924(b)”; and

(B) in subparagraph (E)(ii) by striking “section 922(g)(1), (2), (3), (4), or (5), (j), (n), (o), (p), or (r) or”.

er of Alcohol, Tobacco, Firearms, and Explosives.”

(e) Amendment Relating to Title 10, United States Code.—Section 546 of title V of division A of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (10 U.S.C. 113 note) is amended by striking “section 922(g) of title 18, United States Code, and”.

(f) Amendment to Title 11, United States Code.—Section 707(c)(1)(B) of title 11, United States Code, is amended by striking “924(c)(2)” and inserting “924(b)(2)”.

(g) Amendments Relating to Title 15, United States Code.—

(1) Section 4 of the Protection of Lawful Commerce in Arms Act (15 U.S.C. 7903) is amended—

(A) in paragraph (1), by inserting “(as in effect before the abolishment date, as defined in section 102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act)” after “Code,”;

(B) in paragraph (2), by striking “and who is licensed” and all that follows and inserting a period;

(C) in paragraph (4)—
(i) by striking “921(a)(16)” and inserting “921(a)(10)”;

(ii) by striking “921(a)(17)(A)” and inserting “921(a)(11)(A)”;

(D) in paragraph (5)(A)—

(i) in clause (i), by striking “924(h)” and inserting “924(e)”;

(ii) in clause (iii)—

(I) by striking “—” and all that follows through “(I)”;

(II) by striking “; or” and all that follows through “Code”; and

(E) in paragraph (6)—

(i) in each of subparagraphs (A) and (B), by inserting “, as in effect before the abolishment date, as defined in section 102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act” before the 3rd close parenthesis;

(ii) in subparagraph (A), by striking “and who is licensed” and all that follows and inserting a semicolon;

(iii) in subparagraph (B), by striking “and who is licensed” and all that follows and inserting “; and”; and
(iv) in subparagraph (C), by striking “921(a)(17)(A)” and inserting “921(a)(11)(A)”.

(2) Section 3(1)(E) of the Firefighters’ Safety Study Act (15 U.S.C. 2223b(1)(E)) is amended by striking “Bureau of Alcohol, Tobacco, Firearms, and Explosives,.”.

(h) Amendments Relating to Title 18, United States Code.—

(1) Section 844(o) of title 18, United States Code, is amended—

(A) by striking “924(c)(3)” and inserting “924(b)(3)”; and

(B) by striking “924(c)(2)” and inserting “924(b)(2)”.

(2) Section 921(a) of title 18, United States Code, is amended by striking paragraphs (9) through (12), (14), (15), (19) through (22), and (25) through (37), and redesignating paragraphs (13), (16), (17), (18), (23), (24), and (35) as paragraphs (9) through (18), respectively.

(3) Sections 922 and 923 of title 18, United States Code, are hereby repealed.
(4) Section 2(f) of the Undetectable Firearms Act of 1988 (18 U.S.C. 922 note) is amended by striking paragraph (2).

(5) Section 5(c)(3) of the Protection of Lawful Commerce in Arms Act (18 U.S.C. 922 note) is amended—

(A) in subparagraph (B), by striking “, except” and all that follows through “subsection”; and

(B) by striking subparagraph (C).

(6) Section 924 of title 18, United States Code, is amended—

(A) by striking subsections (a), (e), (f), (i), (m), (n), and (p);

(B) in subsection (d)(1), by striking “knowing violation of subsection (a)(4), (a)(6), (f), (g), (h), (i), (j), or (k) of section 922, or knowing importation or bringing into the United States or any possession thereof any firearm or ammunition in violation of section 922(l), or knowing violation of section 924” and inserting “knowing violation of this section or”;

(C) in subsection (d)(3)—
(i) in subparagraph (A), by striking “924(c)(3)” and inserting “924(b)(3)”;

(ii) in subparagraph (E), by striking “922(i), 922(j), 922(l), 922(n), or 924(b)” and inserting “924(a)”;

(iii) by striking subparagraphs (C) and (D) and redesignating subparagraphs (E) and (F) as subparagraphs (C) and (D), respectively;

(D) in subsection (g)(4), by striking “(c)(3)” and inserting “(b)(3)”;

(E) in subsection (h)—

(i) by striking “(c)(3)” and inserting “(b)(3)”;

(ii) by striking “(c)(2)” and inserting “(b)(2)”;

(F) in subsection (j), by striking “(c)” and inserting “(b)”;

(G) in subsection (k)(3), by striking “(c)(3)” and inserting “(b)(3)”;

(H) in subsection (o), by striking “(c)” and inserting “(b)”;

(I) by redesignating subsections (b), (c), (d), (g), (h), (j), (k), (l), and (o) as subsections (a) through (i), respectively.
(7) Section 925 of title 18, United States Code, is amended—

(A) in subsection (a)—

(i) in paragraph (1), by striking ‘‘, except for sections 922(d)(9) and 922(g)(9) and provisions relating to firearms subject to the prohibitions of section 922(p),’’;

(ii) in paragraph (2), by striking ‘‘, except for provisions relating to firearms subject to the prohibitions of section 922(p),’’;

(iii) by striking paragraph (3);

(iv) in paragraph (4), by striking ‘‘except for provisions relating to firearms subject to the prohibitions of section 922(p),’’;

(v) in paragraph (5), by striking ‘‘(3)’’ and insert ‘‘(2)’’; and

(vi) by redesignating paragraphs (4) and (5) as paragraphs (3) and (4), respectively;

(B) by striking subsections (b) and (c);

(C) in subsection (e), by striking ‘‘921(a)(13)’’ each place it appears and inserting ‘‘921(a)(9)’’;
(D) by striking subsection (f); and

(E) by redesignating subsections (d) and (e) as subsections (b) and (c), respectively.

(8) Section 925A of title 18, United States Code, is hereby repealed.

(9) Section 926(a) of title 18, United States Code, is amended by striking “, including” and all that follows through “922”.

(10) Section 926A of title 18, United States Code, is amended by striking “if” and all that follows through “console”.

(11) Section 930 of title 18, United States Code, is hereby repealed.

(12) Section 931 of title 18, United States Code, is amended by adding at the end the following:

“(c) PENALTIES.—Whoever knowingly violates this section shall be fined under this title, imprisoned not more than 3 years, or both.”.

(13) Section 514(b) of division B of the Consolidated and Further Continuing Appropriations Act, 2013 (18 U.S.C. 923 note; Public Law 113–6; 127 Stat. 271) is amended by striking “Bureau of Alcohol, Tobacco, Firearms and Explosives shall in-clude in all such data releases” and inserting “De-
partment of Justice shall include in all releases of
data from firearm tracing studies”.

(14) The 6th proviso under the heading “Bu-
earau of Alcohol, Tobacco, Firearms and Explo-
sives—Salaries and Expenses” in title I of division
B of the Consolidated and Further Continuing Ap-
propriations Act, 2012 (18 U.S.C. 923 note; Public
Law 112–55; 125 Stat. 609–610) is amended by
striking “Bureau of Alcohol, Tobacco, Firearms and
Explosives” each place it appears and inserting “De-
partment of Justice”.

(15) The 6th proviso under the heading “Bu-
earau of Alcohol, Tobacco, Firearms and Explo-
sives—Salaries and Expenses” in title II of division
B of the Consolidated Appropriations Act, 2010 (18
3128–3129) is amended by striking “Bureau of Al-
cohol, Tobacco, Firearms and Explosives” each place
it appears and inserting “Department of Justice”.

(16) The 6th proviso under the heading “Bu-
earau of Alcohol, Tobacco, Firearms and Explo-
sives—Salaries and Expenses” in title II of division
B of the Omnibus Appropriations Act, 2009 (18
U.S.C. 923 note; Public Law 111–8; 123 Stat. 574–
576) is amended by striking “Bureau of Alcohol, To-
bacco, Firearms and Explosives’’ each place it appears and inserting “Department of Justice”.


(20) Section 1028A of title 18, United States
Code, is amended—

(A) in subsection (b)(3)(B), by striking
“924(c)(3)” and inserting “924(b)(3)” ; and

(B) in subsection (c), by striking para-
graph (3) and redesignating paragraphs (4)
through (11) as paragraphs (3) through (10),
respectively.

(21) Section 1956(c)(7)(D) of title 18, United
States Code, is amended—

(A) by striking “922(l)” and inserting
“922(h)”; and

(B) by striking “section 924(n) (relating to
firearms trafficking),”.

(22) Section 2516(1) of title 18, United States
Code, is amended—

(A) in paragraph (e), by striking “930 (re-
lating to possession of weapons in Federal fa-
cilities),”; and

(B) in paragraph (n), by striking “sections
922 and” and inserting “section”.

cohol, Tobacco, Firearms, and Explosives” each
place it appears and inserting “Department of Just-
tice”.

(20) Section 1028A of title 18, United States
Code, is amended—

(A) in subsection (b)(3)(B), by striking
“924(c)(3)” and inserting “924(b)(3)” ; and

(B) in subsection (c), by striking para-
graph (3) and redesignating paragraphs (4)
through (11) as paragraphs (3) through (10),
respectively.

(21) Section 1956(c)(7)(D) of title 18, United
States Code, is amended—

(A) by striking “922(l)” and inserting
“922(h)”; and

(B) by striking “section 924(n) (relating to
firearms trafficking),”.

(22) Section 2516(1) of title 18, United States
Code, is amended—

(A) in paragraph (e), by striking “930 (re-
lating to possession of weapons in Federal fa-
cilities),”; and

(B) in paragraph (n), by striking “sections
922 and” and inserting “section”.

cohol, Tobacco, Firearms, and Explosives” each
place it appears and inserting “Department of Just-
tice”.

(20) Section 1028A of title 18, United States
Code, is amended—

(A) in subsection (b)(3)(B), by striking
“924(c)(3)” and inserting “924(b)(3)” ; and

(B) in subsection (c), by striking para-
graph (3) and redesignating paragraphs (4)
through (11) as paragraphs (3) through (10),
respectively.

(21) Section 1956(c)(7)(D) of title 18, United
States Code, is amended—

(A) by striking “922(l)” and inserting
“922(h)”; and

(B) by striking “section 924(n) (relating to
firearms trafficking),”.

(22) Section 2516(1) of title 18, United States
Code, is amended—

(A) in paragraph (e), by striking “930 (re-
lating to possession of weapons in Federal fa-
cilities),”; and

(B) in paragraph (n), by striking “sections
922 and” and inserting “section”.

cohol, Tobacco, Firearms, and Explosives” each
place it appears and inserting “Department of Just-
tice”.

(20) Section 1028A of title 18, United States
Code, is amended—

(A) in subsection (b)(3)(B), by striking
“924(c)(3)” and inserting “924(b)(3)” ; and

(B) in subsection (c), by striking para-
graph (3) and redesignating paragraphs (4)
through (11) as paragraphs (3) through (10),
respectively.
(23) Section 2343 of title 18, United States Code, is amended by striking subsection (c) and redesignating subsections (d) through (f) as subsections (c) through (e), respectively.

(24) (A) Section 3051 of title 18, United States Code, is amended—

(i) in the section heading, by striking “Special Agents of Bureau of Alcohol, Tobacco, Firearms, and Explosives” and inserting “certain investigators and officers of the Department of Justice”;

(ii) in subsection (a), by striking “(a) Special agents of the Bureau of Alcohol, Tobacco, Firearms, and Explosives, as well as any other” and inserting “Any”; and

(iii) by striking subsections (b) and (c).

(B) The section analysis for chapter 203 of title 18, United States Code, is amended by striking the item relating to section 3051 and inserting the following:

“3051. Powers of certain investigators and officers of the Department of Justice.”.

(25) Section 3142(e)(3)(B) of title 18, United States Code, is amended by striking “924(c)” and inserting “924(b)”.
(26) Section 3559(c)(2) of title 18, United States Code, is amended in each of subparagraphs (D) and (F)(i) by striking “924(c)” and inserting “924(b)”.

(27) Section 3632(d)(4)(D)(xxii) of title 18, United States Code, is amended by striking “924(c)” and inserting “924(b)”.

(28) Section 4042(b)(3) of title 18, United States Code, is amended—

(A) in subparagraph (A), by striking “924(c)(2)” and inserting “924(b)(2)”; and

(B) in subparagraph (B), by striking “924(c)(3)” and inserting “924(b)(3)”.

(29) Section 5031 of title 18, United States Code, is amended by striking “or a violation by such a person of section 922(x)”.

(30) Section 5032 of title 18, United States Code, is amended—

(A) in the 1st undesignated paragraph, by striking “section 922(x) or section 924(b), (g), or (h)” and inserting “section 924(a), (d), or (e)”;

and

(B) in the 4th undesignated paragraph, by striking “or section 922(x) of this title, or in
section 924(b), (g), or (h)” and inserting “or in section 924(a), (d), or (e)”.

(i) **Amendment Relating to Title 20, United States Code.**—Section 615(k)(7)(C) of the Individuals with Disabilities Education Act (20 U.S.C. 1415(k)(7)(C)) is amended by inserting “, as in effect before the abolishment date (as defined in section 102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act)” before the period.

(j) **Amendments Relating to Title 21, United States Code.**—

(1) Section 102 of the Controlled Substances Act (21 U.S.C. 802) is amended in the 2nd paragraph (57) by inserting “, as in effect before the abolishment date (as defined in section 102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act),” before “for which”.

(2) Section 716(c)(1)(B) of the National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1714(c)(1)(B)) is amended by striking “Agency, the Bureau of Alcohol, Tobacco, Firearms, and Explosives,” and inserting “Administration, the Department of Justice,.”.

(k) **Amendment Relating to Title 22, United States Code.**—Section 655(b)(3) of the Foreign Assist-
ANCE ACT OF 1961 (22 U.S.C. 2415(b)(3)) IS AMENDED BY

STRIKING “, INCLUDING” AND ALL THAT FOLLOWS THROUGH “RE-

PORT”.

(l) AMENDMENTS TO THE INTERNAL REVENUE

CODE OF 1986.—

(1) REPEAL OF NATIONAL FIREARMS ACT.—

CHAPTER 53 OF THE INTERNAL REVENUE CODE OF 1986 IS

HEREBY REPEALED.

(2) REPEAL OF FIREARMS AND AMMUNITION

EXCISE TAX.—PART III OF SUBCHAPTER D OF CHAPTER

32 OF SUCH CODE IS HEREBY REPEALED.

(3) SECTION 6103(i)(8)(A)(i) OF SUCH CODE (26

U.S.C. 6103(i)(8)(A)) IS AMENDED BY STRIKING “THE

BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLO-

SIVES” AND ALL THAT FOLLOWS THROUGH “DEPARTMENT OF

THE TREASURY” AND INSERTING “OR THE DEPARTMENT OF

JUSTICE”.

(m) AMENDMENTS RELATING TO TITLE 28, UNITED

STATES CODE.—

(1) EACH OF THE FOLLOWING PROVISIONS OF LAW IS

AMENDED BY STRIKING “BUREAU OF ALCOHOL, TOBACCO,

FIREARMS AND EXPLOSIVES,” EACH PLACE IT APPEARS AND

INSERTING “DEPARTMENT OF JUSTICE”:

(A) SECTION 530C(b)(2) OF TITLE 28, UNITED

STATES CODE.


(2) Section 1151(c) of title XI of the Consolidated and Further Continuing Appropriations Act, 2013 (28 U.S.C. 533 note) is amended—
(A) by striking “Bureau of Alcohol, Tobacco, Firearms and Explosives,” each place it appears and inserting “Department of Justice”; and

(B) by striking “Bureau on” and inserting “Department on”.

(3)(A) Section 599B of title 28, United States Code, is repealed.

(B) The section analysis for chapter 40A of such title is amended by striking the item relating to section 599B.

(4) Section 2006(2) of title 28, United States Code, is amended by striking “, the Director, Bureau of Alcohol, Tobacco, Firearms, and Explosives, Department of Justice,”.

(n) Amendments to Title 31, United States Code.—

(1)(A) Section 713 of title 31, United States Code, is amended—

(i) in the section heading, by striking “Service, Tax and Trade Bureau, and Bureau of Alcohol, Tobacco, Firearms, and Explosives” and inserting “Service and Department of Justice”;
(ii) in subsection (a), by striking “and the
Tax and Trade Bureau” and all that follows
though “Department of Justice of the Depart-
ment of the Treasury” and inserting “and so
much of the Department of Justice as relates to
the administration and enforcement of provi-
sions transferred under the Brian A. Terry Me-
morial Eliminate the ATF Act”; and

(iii) in subsection (b)—

(I) in each of paragraphs (1), (2), and
(3), by striking “either Bureau” and in-
serting “the Department”; and

(II) in paragraph (2), by striking “,
the Tax and Trade Bureau, Department of
the Treasury, and the Director of the Bu-
reau of Alcohol, Tobacco, Firearms, and
Explosives, Department of Justice” and in-
serting “and the Department of Justice”.

(B) The section analysis for chapter 7 of such
title is amended by striking the item relating to sec-
tion 713 and inserting the following:

“713. Audit of Internal Revenue Service and Department of Justice.”.

(2) Section 1344(b)(6) of such title is amended
by striking “Director of the Bureau of Alcohol, To-
bacco, Firearms and Explosives”.

(ii) in subsection (a), by striking “and the
Tax and Trade Bureau” and all that follows
though “Department of Justice of the Depart-
ment of the Treasury” and inserting “and so
much of the Department of Justice as relates to
the administration and enforcement of provi-
sions transferred under the Brian A. Terry Me-
morial Eliminate the ATF Act”; and

(iii) in subsection (b)—

(I) in each of paragraphs (1), (2), and
(3), by striking “either Bureau” and in-
serting “the Department”; and

(II) in paragraph (2), by striking “,
the Tax and Trade Bureau, Department of
the Treasury, and the Director of the Bu-
reau of Alcohol, Tobacco, Firearms, and
Explosives, Department of Justice” and in-
serting “and the Department of Justice”.

(B) The section analysis for chapter 7 of such
title is amended by striking the item relating to sec-
tion 713 and inserting the following:

“713. Audit of Internal Revenue Service and Department of Justice.”.

(2) Section 1344(b)(6) of such title is amended
by striking “Director of the Bureau of Alcohol, To-
bacco, Firearms and Explosives”.

(ii) in subsection (a), by striking “and the
Tax and Trade Bureau” and all that follows
though “Department of Justice of the Depart-
ment of the Treasury” and inserting “and so
much of the Department of Justice as relates to
the administration and enforcement of provi-
sions transferred under the Brian A. Terry Me-
morial Eliminate the ATF Act”; and

(iii) in subsection (b)—

(I) in each of paragraphs (1), (2), and
(3), by striking “either Bureau” and in-
serting “the Department”; and

(II) in paragraph (2), by striking “,
the Tax and Trade Bureau, Department of
the Treasury, and the Director of the Bu-
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Explosives, Department of Justice” and in-
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Tax and Trade Bureau” and all that follows
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(iii) in subsection (b)—

(I) in each of paragraphs (1), (2), and
(3), by striking “either Bureau” and in-
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(II) in paragraph (2), by striking “,
the Tax and Trade Bureau, Department of
the Treasury, and the Director of the Bu-
reau of Alcohol, Tobacco, Firearms, and
Explosives, Department of Justice” and in-
serting “and the Department of Justice”.

(B) The section analysis for chapter 7 of such
title is amended by striking the item relating to sec-
tion 713 and inserting the following:

“713. Audit of Internal Revenue Service and Department of Justice.”.

(2) Section 1344(b)(6) of such title is amended
by striking “Director of the Bureau of Alcohol, To-
bacco, Firearms and Explosives”.
Amendments Relating to Title 34, United States Code.—

(1) Amendment to the 21st Century Cures Act.—Section 14003(a)(1)(B)(ii) of division B of the 21st Century Cures Act (34 U.S.C. 10471 note) is amended by inserting “, as in effect before the abolition date (as defined in section 102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act)” before the semicolon.


(A) in subsection (d)(1), by striking “924(c)” and inserting “924(b)”; and

(B) in subsection (e)(4)(B), by striking clause (i) and redesignating clauses (ii) and (iii) as clauses (i) and (ii), respectively.

clause (I) and redesignating subclauses (II) and (III) as subclauses (I) and (II), respectively.

(4) AMENDMENTS TO THE VIOLENT CRIME CONTROL AND LAW ENFORCEMENT ACT OF 1994.—

(A) Section 32401(a)(3)(B) of the Violent Crime Control and Law Enforcement Act of 1994 (34 U.S.C. 12281(a)(3)(B)) is amended by striking “Bureau of Alcohol, Tobacco, Firearms, and Explosives, Department of Justice for salaries, expenses, and associated administrative costs for operating and overseeing such projects” and inserting “the trust fund established under section 201 of the Brian A. Terry Memorial Eliminate the ATF Act for use in accordance with such section”.

(B) Section 180102(b)(2) of such Act (34 U.S.C. 12541(b)(2)) is amended by striking “Bureau of Alcohol, Tobacco, and Firearms,”.

(5) AMENDMENTS TO THE CRIME IDENTIFICATION TECHNOLOGY ACT OF 1998.—Section 102(b) of the Crime Identification Technology Act of 1998 (34 U.S.C. 40301(b)) is amended by striking paragraphs (6) and (8) and redesignating paragraphs (7) and (9) through (18) as paragraphs (6) through (16), respectively.
(6) Amendments to the Brady Handgun Violence Prevention Act.—

(A) Section 103 of the Brady Handgun Violence Prevention Act (34 U.S.C. 40901) is hereby repealed.

(B) Section 106 of such Act (34 U.S.C. 40302) is amended by striking subsection (b).

(7) Repeal of the NICS Improvement Amendments Act of 2007.—The NICS Improvement Amendments Act of 2007 (34 U.S.C. 40911–40941) is hereby repealed.

(8) Amendments to the Violence Against Women and Department of Justice Reauthorization Act of 2005.—

(A) Section 1106(a)(1) of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (34 U.S.C. 41506(a)(1)) is amended by striking “the Bureau of Alcohol, Tobacco, Firearms, and Explosives,”.

(B) Section 1107(a) of such Act (34 U.S.C. 41507(a)) is amended by striking paragraph (2) and redesignating paragraphs (3) through (13) as paragraphs (2) through (12), respectively.
(9) Amendment to the Justice Assistance Act of 1984.—Section 609N(2) of the Justice Assistance Act of 1984 (34 U.S.C. 50102(2)) is amended—

(A) by adding “and” at the end of subparagraph (L); and

(B) by striking subparagraph (M) and redesignating subparagraph (N) as subparagraph (M).

(10) Amendment to the Interstate Transportation of Dangerous Criminals Act of 2000.—Section 3(1) of the Interstate Transportation of Dangerous Criminals Act of 2000 (34 U.S.C. 60102(1)) is amended by striking “924(c)(3)” and inserting “924(b)(3)”.

(11) Amendment to the Project Safe Neighborhoods Grant Program Authorization Act of 2018.—Section 2(1) of the Project Safe Neighborhoods Grant Program Authorization Act of 2018 (34 U.S.C. 60701(1)) is amended by striking “922 or”.

(p) Amendments to Title 36, United States Code.—

(1) Section 40723 of title 36, United States Code, is amended—
(A) in subsection (a)—

(i) in paragraph (1)—

(I) by striking “(1)”;

(II) by striking “(A)” and inserting “(1)”;

(III) by adding “and” after the 1st semicolon;

(IV) by striking subparagraph (B); and

(V) by striking “(C)” and inserting “(2)”;

(ii) by striking paragraph (2); and

(B) in subsection (b), by striking “—” and all that follows and inserting “has been convicted of a felony.”.

(2) Section 40728B(c) of such title is amended by striking “—” and all that follows through “(2)”.

(3) Section 40732(c)(2) of such title is amended by striking “—” and all that follows and inserting “a felony.”.

(q) AMENDMENTS RELATING TO TITLE 42, UNITED STATES CODE.—Section 161A of the Atomic Energy Act of 1954 (42 U.S.C. 2201a) is amended—

(1) in subsection (a), by inserting “, as in effect before the abolishment date (as defined in section
102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act’’ before the period;

(2) in subsection (b), by striking ‘‘subsections (a)(4), (a)(5), (b)(2), (b)(4), and (o) of section 922 of title 18, section 925(d)(3) of title 18, section 5844 of the Internal Revenue Code of 1986, and’’;

and

(3) by striking subsection (c) and redesignating subsection (d) as subsection (e).

(r) Amendment to Title 44, United States Code.—Section 3903(c)(2)(A)(i)(III) of title 44, United States Code, is amended by striking ‘‘, including’’ and all that follows through ‘‘violence’’.

(s) Amendments Relating to Title 49, United States Code.—

(1) Section 363(b) of the FAA Reauthorization Act of 2018 (49 U.S.C. 44802 note) is amended by inserting ‘‘, as in effect before the abolishment date (as defined in section 102(b)(1) of the Brian A. Terry Memorial Eliminate the ATF Act’’ before the period.

(2) Section 80304(d) of title 49, United States Code, is amended by striking ‘‘Bureau of Alcohol, Tobacco, Firearms, and Explosives,’’.
(t) **EFFECTIVE DATE.**—The repeals and amendments made by this section shall take effect on the abolishment date.

(u) **REPORT TO THE CONGRESS ON OTHER AMENDMENTS TO FEDERAL STATUTE.**—The Attorney General shall submit to the relevant Committees a written report that contains suggestions for such other amendments to Federal statutes as may be necessary or appropriate as a result of this title.

**TITLE II—TRUST FUND AND GRANT PROGRAMS**

**SEC. 201. BORDER PATROL AGENT KILLED IN ACTION TRUST FUND.**

(a) **CREATION OF TRUST FUND.**—There is established in the Treasury of the United States a trust fund to be known as the “Border Patrol Agent Killed in Action Trust Fund” consisting of amounts transferred under subsection (b).

(b) **TRANSFERS TO TRUST FUND.**—

(1) The Director of the Bureau of Alcohol, Tobacco, Firearms and Explosives shall transfer to the Trust Fund all proceeds from the sales made under section 101(d)(2).

(2) The amounts that, in the absence of this Act would be allocated under section 32401(a)(3)(B)
of the Violent Crime Control and Law Enforcement Act of 1994, as in effect just before the abolishment date (as defined in section 102(b)(1) of this Act), shall be transferred to the Trust Fund.

(c) USE OF TRUST FUND.—Amounts in the Trust Fund shall be made available to the Commissioner, without further appropriation, to—

(1) carry out section 202 until January 1, 2032; and

(2) carry out section 203 beginning on January 2, 2032.

(d) PROHIBITION.—Amounts in the Trust Fund may not be used to carry out any statute, regulation, or any executive action relating to restrictions on firearms.

SEC. 202. GRANTS TO FAMILIES OF BORDER PATROL AGENT KILLED IN THE LINE OF DUTY.

(a) IN GENERAL.—The Commissioner shall establish a program (referred to in this section as the “Program”) to award grants to eligible recipients described in subsection (b).

(b) ELIGIBLE RECIPIENT.—An eligible recipient is the surviving spouse, child, or parent of a Border Patrol agent killed in the line of duty on or after December 1, 2009.
(c) GRANTS.—The Commissioner shall award grants to carry out the Program.

(d) GRANT AMOUNT.—The amount of a grant under the Program may not exceed $150,000.

(e) APPLICATION.—To be eligible to receive a grant under the Program, an eligible recipient shall submit to the Commissioner an application in such form, at such time, and containing such information as the Commissioner may require.

SEC. 203. FIREARM SAFETY PROGRAM.

(a) GRANT PROGRAM.—The Commissioner shall establish a program (in this section referred to as the “Firearm Safety Program”) to commence on January 2, 2032, to award grants to States for the purpose of establishing firearm safety programs in such States.

(b) GRANTS.—The Commissioner may award grants to carry out the purpose described in subsection (a).

(c) APPLICATION.—To be eligible to receive a grant under the Firearm Safety Program, the State shall submit to the Commissioner an application in such form, at such time, and containing such information as the Commissioner may require.

(d) GRANT AMOUNT.—
(1) **IN GENERAL.**—The amount of a grant under the Firearm Safety Program may not exceed $14,000,000.

(2) **APPORTIONMENT.**—The amount of a grant awarded to each State under the Firearm Safety Program shall be apportioned by the number of licensed dealers in each such State.

**SEC. 204. DEFINITIONS.**

In this title:

(1) **BORDER PATROL AGENT.**—The term “Border Patrol agent” has the meaning given the term in section 5550(a)(2) of title 5, United States Code.

(2) **COMMISSIONER.**—The term “Commissioner” means the Commissioner of U.S. Customs and Border Protection.

(3) **FIREARM.**—The term “firearm” has the meaning given the term in section 921(a)(3) of title 18, United States Code.

(4) **LICENSED DEALER.**—The term “licensed dealer” has the meaning given the term in section 921(a)(11) of title 18, United States Code.

(5) **STATE.**—The term “State” has the meaning given the term in section 311 of title 5, United States Code.
(6) Trust Fund.—The term “Trust Fund” means the Border Patrol Agent Killed in Action Trust Fund established in section 201(a).