

**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:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Brian A. Terry Memo-
3 rial Eliminate the ATF Act”.

4 **TITLE I—ABOLISHMENT OF THE**
5 **BUREAU OF ALCOHOL, TO-**
6 **BACCO, FIREARMS AND EX-**
7 **PLOSIVES**

8 **SEC. 101. PREPARATORY PROVISIONS.**

9 (a) **RESCISSION OF RECENT REGULATIONS.**—All reg-
10 ulations and guidance issued by the Bureau of Alcohol,
11 Tobacco, Firearms and Explosives (in this title referred
12 to as the “Bureau”) during the period that begins with
13 August 1, 2020, and ends with the date of the enactment
14 of this title are hereby null and void and shall have no
15 force or effect.

16 (b) **RESCISSION OF HIRING AUTHORITY.**—The au-
17 thority of any officer or employee of the Bureau to hire
18 is hereby rescinded.

1 (c) NOTICE TO BUREAU EMPLOYEES.—On the date
2 of the enactment of this title, the President shall provide
3 each employee of the Bureau with written notice that, on
4 the abolishment date—

5 (1) the Bureau will be abolished; and

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

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

11 (1) PUBLICATION OF LIST.—Within 3 months
12 after the date of the enactment of this title, the Di-
13 rector of the Bureau shall publish an itemized list on
14 the website of the Bureau, which shall be available
15 to the public, of all confiscated firearms and ammu-
16 nition possessed by the Bureau.

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

22 **SEC. 102. ABOLISHMENT.**

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

25 (b) DEFINITIONS.—In this title:

1 (1) ABOLISHMENT DATE.—The term “abolish-
2 ment date” means the date that is 180 days after
3 the date of the enactment of this title.

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

7 **SEC. 103. TRANSFER OF AUTHORITIES, FUNCTIONS, PER-**
8 **SONNEL, AND ASSETS TO THE DEPARTMENT**
9 **OF JUSTICE.**

10 (a) IN GENERAL.—Section 599A of title 28, United
11 States Code, is amended to read as follows:

12 **“§ 599A. Transfer of authorities, functions, personnel,**
13 **and assets to the Department of Justice**

14 “(a) TRANSFER OF AUTHORITIES, FUNCTIONS, PER-
15 SONNEL, AND ASSETS.—Notwithstanding any other provi-
16 sion of law, there are transferred to the Department of
17 Justice the authorities, functions, personnel, and assets of
18 the Bureau of Alcohol, Tobacco, Firearms and Explosives,
19 as in effect just before the abolishment date (as defined
20 in section 102(b)(1) of the Brian A. Terry Memorial
21 Eliminate the ATF Act).

22 “(b) COORDINATION.—The Attorney General, acting
23 through such other officials of the Department of Justice
24 as the Attorney General may designate, shall provide for
25 the coordination of all firearms, explosives, and arson en-

1 enforcement functions vested in the Attorney General so as
2 to assure maximum cooperation between and among any
3 officer, employee, or agency of the Department of Justice
4 involved in the performance of these and related func-
5 tions.”.

6 (b) CONFORMING AMENDMENT.—The chapter head-
7 ing for chapter 40A of such title is amended by striking
8 **“BUREAU OF ALCOHOL, TOBACCO, FIRE-**
9 **ARMS, AND EXPLOSIVES”** and inserting
10 **“TRANSFER OF CERTAIN AUTHORITIES,**
11 **FUNCTIONS, PERSONNEL, AND ASSETS TO**
12 **THE DEPARTMENT OF JUSTICE”**.

13 (c) CLERICAL AMENDMENTS.—

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

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

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

“599A. Transfer of Certain Authorities, Personnel, and Assets to the Depart-
ment of Justice.”.

1 **SEC. 104. ADMINISTRATION OF TAXES ON BEER, WINE,**
2 **SPIRITS, AND TOBACCO PRODUCTS TRANS-**
3 **FERRED TO ATTORNEY GENERAL.**

4 (a) TRANSFER.—Notwithstanding any other provi-
5 sion of law, there are transferred to the Department of
6 Justice the authorities, functions, personnel, and assets of
7 the Tax and Trade Bureau of the Department of the
8 Treasury relating to administration and enforcement of
9 chapters 51 and 52 of the Internal Revenue Code of 1986,
10 so much of chapters 61 through 80 of such Code as relate
11 to the enforcement and administration of such chapters
12 51 and 52, the Federal Alcohol Administration Act, the
13 Alcohol Beverage Labeling Act of 1988, and the Act of
14 March 1, 1913, commonly known as the “Webb-Kenyon
15 Act”. Such authorities, functions, personnel, and assets
16 shall be employed by or under the supervision of the Attor-
17 ney General.

18 (b) AMENDMENT OF INTERNAL REVENUE CODE OF
19 1986.—Section 7801(a)(2) of the Internal Revenue Code
20 of 1986 is amended to read as follows:

21 “(2) ADMINISTRATION AND ENFORCEMENT BY
22 ATTORNEY GENERAL OF PROVISIONS RELATING TO
23 BEER, WINE, SPIRITS, AND TOBACCO PRODUCTS.—

24 “(A) IN GENERAL.—The administration
25 and enforcement of the following provisions of
26 this title shall be performed by or under the su-

1 pervision of the Attorney General; and the term
2 ‘Secretary’ or ‘Secretary of the Treasury’ shall,
3 when applied to those provisions, mean the At-
4 torney General; and the term ‘internal revenue
5 officer’ shall, when applied to those provisions,
6 mean any officer within the Department of Jus-
7 tice so designated by the Attorney General:

8 “(i) Chapters 51 and 52.

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

13 “(B) USE OF EXISTING RULINGS AND IN-
14 TERPRETATIONS.—Nothing in the Brian A.
15 Terry Memorial Eliminate the ATF Act alters
16 or repeals the rulings and interpretations of the
17 Tax and Trade Bureau in effect on the effective
18 date of such Act, which concerns the provisions
19 of this title referred to in subparagraph (A).
20 The Attorney General shall consult with the
21 Secretary to achieve uniformity and consistency
22 in administering the provisions referred to in
23 subparagraph (A).”.

1 **SEC. 105. DUTIES AND AUTHORITIES OF THE ATTORNEY**

2 **GENERAL.**

3 (a) DUTY TO ADMINISTER AND DISSOLVE OTHER
4 OUTSTANDING OBLIGATIONS AND AFFAIRS.—The Attor-
5 ney General shall—

6 (1) administer and dissolve any outstanding ob-
7 ligations of the Federal Government under any pro-
8 grams terminated by this title; and

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

11 (b) OTHER AUTHORITIES.—For purposes of per-
12 forming the functions of the Attorney General under this
13 title and subject to the availability of appropriations, the
14 Attorney General may—

15 (1) enter into contracts;

16 (2) employ experts and consultants in accord-
17 ance with section 3109 of title 5, United States
18 Code, at rates for individuals not to exceed the per
19 diem rate equivalent to the rate for level IV of the
20 Executive Schedule; and

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

23 (c) RULE OF INTERPRETATION.—Nothing in this
24 title may be construed to authorize any position of the
25 Bureau, or authorize the Bureau to perform any function,
26 after the abolishment date.

1 **SEC. 106. SAVINGS PROVISIONS.**

2 (a) LEGAL DOCUMENTS.—All orders, determinations,
3 rules, and regulations of, permits issued by, grants, loans,
4 contracts, and agreements made by, and certificates, li-
5 censes, and privileges granted by the Bureau, that are in
6 effect on the abolishment date (or become effective after
7 such date pursuant to their terms as in effect on such
8 date), shall continue in effect according to their terms
9 until modified, terminated, superseded, set aside, or re-
10 voked in accordance with law by the President, any other
11 authorized official, a court of competent jurisdiction, or
12 operation of law.

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

18 **SEC. 107. AVAILABILITY OF FUNDS.**

19 All funds available for the performance of functions,
20 programs, and activities terminated pursuant to this title
21 shall remain available, for the duration of their period of
22 availability but not later than September 30, 2023, for
23 necessary expenses in connection with the termination and
24 resolution of the functions, programs, and activities of the
25 Bureau.

1 **SEC. 108. CONFORMING AMENDMENTS AND REPEALS.**

2 (a) AMENDMENTS RELATING TO TITLE 2, UNITED
3 STATES CODE.—

4 (1) Section 1307(d)(3)(B)(i)(I) of title I of the
5 Legislative Branch Appropriations Act, 2006 (2
6 U.S.C. 185(d)(3)(B)(i)(I)) is amended by striking “,
7 including under section 922(g)(9) of title 18”.

8 (2) Section 1301(d)(3)(B)(i)(I)(cc) of title I of
9 division H of the Consolidated Appropriations Act,
10 2008 (2 U.S.C. 1808(d)(3)(B)(i)(I)(cc)) is amended
11 by striking “, including under section 922(g)(9) of
12 title 18”.

13 (b) AMENDMENTS RELATING TO TITLE 5, UNITED
14 STATES CODE.—

15 (1) Section 644 of division J of the Consoli-
16 dated Appropriations Resolution, 2003 (5 U.S.C.
17 552 note) is amended by striking “, 923(g)(3) or
18 923(g)(7),”.

19 (2) Section 206 of division B of the Consoli-
20 dated Appropriations Act, 2006 (5 U.S.C. 3104
21 note) is repealed.

22 (3) Section 122 of title I of the Departments of
23 Commerce, Justice, and State, the Judiciary, and
24 Related Agencies Appropriations Act, 1998 (5
25 U.S.C. 3104 note) is repealed.

1 (4) Section 7323(b)(2)(B)(i) of title 5, United
2 States Code, is amended by striking subclause (XII)
3 and redesignating subclauses (XIII) and (XIV) as
4 subclauses (XII) and (XIII), respectively.

5 (c) AMENDMENTS RELATING TO TITLE 6, UNITED
6 STATES CODE.—

7 (1) Section 1111 of the Homeland Security Act
8 of 2002 (6 U.S.C. 531) is hereby repealed.

9 (2) Section 1114(a) of such Act (6 U.S.C.
10 532(a)) is amended by striking “Bureau” and in-
11 sserting “Department of Justice”.

12 (d) AMENDMENTS RELATING TO TITLE 8, UNITED
13 STATES CODE.—

14 (1) Section 101(a)(43) of the Immigration and
15 Nationality Act (8 U.S.C. 1101(a)(43)) is amend-
16 ed—

17 (A) in subparagraph (B), by striking
18 “924(c)” and inserting “924(b)”; and

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

22 (2) Section 2(4)(J) of the Enhanced Border Se-
23 curity and Visa Entry Reform Act of 2002 (8
24 U.S.C. 1701(2)(4)(J)) is amended by striking “Bu-

1 reau of Alcohol, Tobacco, Firearms, and Explo-
2 sives,”.

3 (e) AMENDMENT RELATING TO TITLE 10, UNITED
4 STATES CODE.—Section 546 of title V of division A of
5 the John S. McCain National Defense Authorization Act
6 for Fiscal Year 2019 (10 U.S.C. 113 note) is amended
7 by striking “section 922(g) of title 18, United States
8 Code, and”.

9 (f) AMENDMENT TO TITLE 11, UNITED STATES
10 CODE.—Section 707(c)(1)(B) of title 11, United States
11 Code, is amended by striking “924(c)(2)” and inserting
12 “924(b)(2)”.

13 (g) AMENDMENTS RELATING TO TITLE 15, UNITED
14 STATES CODE.—

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

17 (A) in paragraph (1), by inserting “(as in
18 effect before the abolishment date, as defined in
19 section 102(b)(1) of the Brian A. Terry Memo-
20 rial Eliminate the ATF Act)” after “Code,”;

21 (B) in paragraph (2), by striking “and
22 who is licensed” and all that follows and insert-
23 ing a period;

24 (C) in paragraph (4)—

1 (i) by striking “921(a)(16)” and in-
2 serting “921(a)(10)”; and

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

5 (D) in paragraph (5)(A)—

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

8 (ii) in clause (iii)—

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

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

13 (E) in paragraph (6)—

14 (i) in each of subparagraphs (A) and
15 (B), by inserting “, as in effect before the
16 abolishment date, as defined in section
17 102(b)(1) of the Brian A. Terry Memorial
18 Eliminate the ATF Act” before the 3rd
19 close parenthesis;

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

23 (iii) in subparagraph (B), by striking
24 “and who is licensed” and all that follows
25 and inserting “; and”; and

1 (iv) in subparagraph (C), by striking
2 “921(a)(17)(A)” and inserting
3 “921(a)(11)(A)”.

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

8 (h) AMENDMENTS RELATING TO TITLE 18, UNITED
9 STATES CODE.—

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

12 (A) by striking “924(c)(3)” and inserting
13 “924(b)(3)”; and

14 (B) by striking “924(c)(2)” and inserting
15 “924(b)(2)”.

16 (2) Section 921(a) of title 18, United States
17 Code, is amended by striking paragraphs (9)
18 through (12), (14), (15), (19) through (22), and
19 (25) through (37), and redesignating paragraphs
20 (13), (16), (17), (18), (23), (24), and (35) as para-
21 graphs (9) through (18), respectively.

22 (3) Sections 922 and 923 of title 18, United
23 States Code, are hereby repealed.

1 (4) Section 2(f) of the Undetectable Firearms
2 Act of 1988 (18 U.S.C. 922 note) is amended by
3 striking paragraph (2).

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

7 (A) in subparagraph (B), by striking “, ex-
8 cept” and all that follows through “subsection”;
9 and

10 (B) by striking subparagraph (C).

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

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

15 (B) in subsection (d)(1), by striking
16 “knowing violation of subsection (a)(4), (a)(6),
17 (f), (g), (h), (i), (j), or (k) of section 922, or
18 knowing importation or bringing into the
19 United States or any possession thereof any
20 firearm or ammunition in violation of section
21 922(l), or knowing violation of section 924”
22 and inserting “knowing violation of this section
23 or”;

24 (C) in subsection (d)(3)—

1 (i) in subparagraph (A), by striking
2 “924(c)(3)” and inserting “924(b)(3)”;

3 (ii) in subparagraph (E), by striking
4 “922(i), 922(j), 922(l), 922(n), or 924(b)”
5 and inserting “924(a)”;

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

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

12 (E) in subsection (h)—

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

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

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

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

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

23 (I) by redesignating subsections (b), (c),
24 (d), (g), (h), (j), (k), (l), and (o) as subsections
25 (a) through (i), respectively.

1 (7) Section 925 of title 18, United States Code,
2 is amended—

3 (A) in subsection (a)—

4 (i) in paragraph (1), by striking “, ex-
5 cept for sections 922(d)(9) and 922(g)(9)
6 and provisions relating to firearms subject
7 to the prohibitions of section 922(p),”;

8 (ii) in paragraph (2), by striking “,
9 except for provisions relating to firearms
10 subject to the prohibitions of section
11 922(p),”;

12 (iii) by striking paragraph (3);

13 (iv) in paragraph (4), by striking “ex-
14 cept for provisions relating to firearms
15 subject to the prohibitions of section
16 922(p),”;

17 (v) in paragraph (5), by striking
18 “(3)” and insert “(2)”; and

19 (vi) by redesignating paragraphs (4)
20 and (5) as paragraphs (3) and (4), respec-
21 tively;

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

23 (C) in subsection (e), by striking
24 “921(a)(13)” each place it appears and insert-
25 ing “921(a)(9)”;

1 (D) by striking subsection (f); and

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

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

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

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

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

14 (12) Section 931 of title 18, United States
15 Code, is amended by adding at the end the fol-
16 lowing:

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

20 (13) Section 514(b) of division B of the Con-
21 solidated and Further Continuing Appropriations
22 Act, 2013 (18 U.S.C. 923 note; Public Law 113–6;
23 127 Stat. 271) is amended by striking “Bureau of
24 Alcohol, Tobacco, Firearms and Explosives shall in-
25 clude in all such data releases” and inserting “De-

1 department of Justice shall include in all releases of
2 data from firearm tracing studies”.

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

12 (15) The 6th proviso under the heading “Bu-
13 reau of Alcohol, Tobacco, Firearms and Explo-
14 sives—Salaries and Expenses” in title II of division
15 B of the Consolidated Appropriations Act, 2010 (18
16 U.S.C. 923 note; Public Law 111–117; 123 Stat.
17 3128–3129) is amended by striking “Bureau of Al-
18 cohol, Tobacco, Firearms and Explosives” each place
19 it appears and inserting “Department of Justice”.

20 (16) The 6th proviso under the heading “Bu-
21 reau of Alcohol, Tobacco, Firearms and Explo-
22 sives—Salaries and Expenses” in title II of division
23 B of the Omnibus Appropriations Act, 2009 (18
24 U.S.C. 923 note; Public Law 111–8; 123 Stat. 574–
25 576) is amended by striking “Bureau of Alcohol, To-

1 bacco, Firearms and Explosives” each place it ap-
2 pears and inserting “Department of Justice”.

3 (17) The 6th proviso under the heading “Bu-
4 reau of Alcohol, Tobacco, Firearms and Explo-
5 sives—Salaries and Expenses” in title II of division
6 B of the Consolidated Appropriations Act, 2008 (18
7 U.S.C. 923 note; Public Law 110–161; 121 Stat.
8 1903–1904) is amended by striking “Bureau of Al-
9 cohol, Tobacco, Firearms and Explosives” each place
10 it appears and inserting “Department of Justice”.

11 (18) The 6th proviso under the heading “Bu-
12 reau of Alcohol, Tobacco, Firearms and Explo-
13 sives—Salaries and Expenses” in title I of the
14 Science, State, Justice, Commerce, and Related
15 Agencies Appropriations Act, 2006 (18 U.S.C. 923
16 note; Public Law 109–108; 119 Stat. 2295–2296) is
17 amended by striking “Bureau of Alcohol, Tobacco,
18 Firearms and Explosives” each place it appears and
19 inserting “Department of Justice”.

20 (19) The 6th proviso under the heading “Bu-
21 reau of Alcohol, Tobacco, Firearms and Explo-
22 sives—Salaries and Expenses” in title I of division
23 B of the Consolidated Appropriations Act, 2005 (18
24 U.S.C. 923 note; Public Law 108–447; 118 Stat.
25 2859–2860) is amended by striking “Bureau of Al-

1 cohol, Tobacco, Firearms, and Explosives” each
2 place it appears and inserting “Department of Jus-
3 tice”.

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

6 (A) in subsection (b)(3)(B), by striking
7 “924(c)(3)” and inserting “924(b)(3)”; and

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

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

14 (A) by striking “922(l)” and inserting
15 “922(h)”; and

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

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

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

23 (B) in paragraph (n), by striking “sections
24 922 and” and inserting “section”.

1 (23) Section 2343 of title 18, United States
2 Code, is amended by striking subsection (c) and re-
3 designating subsections (d) through (f) as sub-
4 sections (c) through (e), respectively.

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

7 (i) in the section heading, by striking
8 **“Special Agents of Bureau of Alcohol,**
9 **Tobacco, Firearms, and Explosives”**
10 and inserting **“certain investigators and**
11 **officers of the Department of Jus-**
12 **tice”**;

13 (ii) in subsection (a), by striking “(a) Spe-
14 cial agents of the Bureau of Alcohol, Tobacco,
15 Firearms, and Explosives, as well as any other”
16 and inserting “Any”; and

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

18 (B) The section analysis for chapter 203 of title
19 18, United States Code, is amended by striking the
20 item relating to section 3051 and inserting the fol-
21 lowing:

 “3051. Powers of certain investigators and officers of the Department of Jus-
 tice.”.

22 (25) Section 3142(e)(3)(B) of title 18, United
23 States Code, is amended by striking “924(e)” and
24 inserting “924(b)”.

1 (26) Section 3559(c)(2) of title 18, United
2 States Code, is amended in each of subparagraphs
3 (D) and (F)(i) by striking “924(c)” and inserting
4 “924(b)”.

5 (27) Section 3632(d)(4)(D)(xxii) of title 18,
6 United States Code, is amended by striking
7 “924(c)” and inserting “924(b)”.

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

10 (A) in subparagraph (A), by striking
11 “924(c)(2)” and inserting “924(b)(2)”; and

12 (B) in subparagraph (B), by striking
13 “924(c)(3)” and inserting “924(b)(3)”.

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

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

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

23 (B) in the 4th undesignated paragraph, by
24 striking “or section 922(x) of this title, or in

1 section 924(b), (g), or (h)” and inserting “or in
2 section 924(a), (d), or (e)”.

3 (i) AMENDMENT RELATING TO TITLE 20, UNITED
4 STATES CODE.—Section 615(k)(7)(C) of the Individuals
5 with Disabilities Education Act (20 U.S.C. 1415(k)(7)(C))
6 is amended by inserting “, as in effect before the abolish-
7 ment date (as defined in section 102(b)(1) of the Brian
8 A. Terry Memorial Eliminate the ATF Act)” before the
9 period.

10 (j) AMENDMENTS RELATING TO TITLE 21, UNITED
11 STATES CODE.—

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

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

24 (k) AMENDMENT RELATING TO TITLE 22, UNITED
25 STATES CODE.—Section 655(b)(3) of the Foreign Assist-

1 ance Act of 1961 (22 U.S.C. 2415(b)(3)) is amended by
2 striking “, including” and all that follows through “re-
3 port”.

4 (l) AMENDMENTS TO THE INTERNAL REVENUE
5 CODE OF 1986.—

6 (1) REPEAL OF NATIONAL FIREARMS ACT.—
7 Chapter 53 of the Internal Revenue Code of 1986 is
8 hereby repealed.

9 (2) REPEAL OF FIREARMS AND AMMUNITION
10 EXCISE TAX.—Part III of subchapter D of chapter
11 32 of such Code is hereby repealed.

12 (3) Section 6103(i)(8)(A)(i) of such Code (26
13 U.S.C. 6103(i)(8)(A)) is amended by striking “the
14 Bureau of Alcohol, Tobacco, Firearms, and Explo-
15 sives” and all that follows through “Department of
16 the Treasury” and inserting “or the Department of
17 Justice”.

18 (m) AMENDMENTS RELATING TO TITLE 28, UNITED
19 STATES CODE.—

20 (1) Each of the following provisions of law is
21 amended by striking “Bureau of Alcohol, Tobacco,
22 Firearms and Explosives,” each place it appears and
23 inserting “Department of Justice”:

24 (A) Section 530C(b)(2) of title 28, United
25 States Code.

1 (B) Section 207 of division B of the Con-
2 solidated and Further Continuing Appropria-
3 tions Act, 2013 (28 U.S.C. 533 note).

4 (C) Section 207 of division B of the Con-
5 solidated and Further Continuing Appropria-
6 tions Act, 2012 (28 U.S.C. 533 note).

7 (D) Section 207 of division B of the Con-
8 solidated Appropriations Act, 2010 (28 U.S.C.
9 533 note).

10 (E) Section 207 of division B of the Omni-
11 bus Appropriations Act, 2009 (28 U.S.C. 533
12 note).

13 (F) Section 207 of division B of the Con-
14 solidated Appropriations Act, 2008 (28 U.S.C.
15 533 note).

16 (G) Section 107 of title I of the Consoli-
17 dated and Further Continuing Appropriations
18 Act, 2013 (28 U.S.C. 533 note).

19 (H) Section 116 of title I of the Science,
20 State, Justice, Commerce, and Related Agencies
21 Appropriations Act, 2006 (28 U.S.C. 533 note).

22 (2) Section 1151(c) of title XI of the Consoli-
23 dated and Further Continuing Appropriations Act,
24 2013 (28 U.S.C. 533 note) is amended—

1 (A) by striking “Bureau of Alcohol, To-
2 bacco, Firearms and Explosives,” each place it
3 appears and inserting “Department of Justice”;
4 and

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

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

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

12 (4) Section 2006(2) of title 28, United States
13 Code, is amended by striking “, the Director, Bu-
14 reau of Alcohol, Tobacco, Firearms, and Explosives,
15 Department of Justice,”.

16 (n) AMENDMENTS TO TITLE 31, UNITED STATES
17 CODE.—

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

20 (i) in the section heading, by striking
21 **“Service, Tax and Trade Bureau, and**
22 **Bureau of Alcohol, Tobacco, Fire-**
23 **arms, and Explosives”** and inserting
24 **“Service and Department of Justice”**;

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

9 (iii) in subsection (b)—

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

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

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

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

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

1 (o) AMENDMENTS RELATING TO TITLE 34, UNITED
2 STATES CODE.—

3 (1) AMENDMENT TO THE 21ST CENTURY CURES
4 ACT.—Section 14003(a)(1)(B)(ii) of division B of
5 the 21st Century Cures Act (34 U.S.C. 10471 note)
6 is amended by inserting “, as in effect before the
7 abolishment date (as defined in section 102(b)(1) of
8 the Brian A. Terry Memorial Eliminate the ATF
9 Act)” before the semicolon.

10 (2) AMENDMENTS TO THE JAMES GUELFF AND
11 CHRIS MCCURLEY BODY ARMOR ACT OF 2002.—Sec-
12 tion 11009 of the James Guelff and Chris McCurley
13 Body Armor Act of 2002 (34 U.S.C. 10534) is
14 amended—

15 (A) in subsection (d)(1), by striking
16 “924(c)” and inserting “924(b)”; and

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

20 (3) AMENDMENT TO THE JUVENILE JUSTICE
21 AND DELINQUENCY PREVENTION ACT OF 1974.—Sec-
22 tion 223(a)(11)(A)(i) of the Juvenile Justice and
23 Delinquency Prevention Act of 1974 (34 U.S.C.
24 11133(a)(11)(A)(i)(I)) is amended by striking sub-

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

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

5 (A) Section 32401(a)(3)(B) of the Violent
6 Crime Control and Law Enforcement Act of
7 1994 (34 U.S.C. 12281(a)(3)(B)) is amended
8 by striking “Bureau of Alcohol, Tobacco, Fire-
9 arms, and Explosives, Department of Justice
10 for salaries, expenses, and associated adminis-
11 trative costs for operating and overseeing such
12 projects” and inserting “the trust fund estab-
13 lished under section 201 of the Brian A. Terry
14 Memorial Eliminate the ATF Act for use in ac-
15 cordance with such section”.

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

19 (5) AMENDMENTS TO THE CRIME IDENTIFICA-
20 TION TECHNOLOGY ACT OF 1998.—Section 102(b) of
21 the Crime Identification Technology Act of 1998 (34
22 U.S.C. 40301(b)) is amended by striking paragraphs
23 (6) and (8) and redesignating paragraphs (7) and
24 (9) through (18) as paragraphs (6) through (16), re-
25 spectively.

1 (6) AMENDMENTS TO THE BRADY HANDGUN VI-
2 OLENCE PREVENTION ACT.—

3 (A) Section 103 of the Brady Handgun Vi-
4 olence Prevention Act (34 U.S.C. 40901) is
5 hereby repealed.

6 (B) Section 106 of such Act (34 U.S.C.
7 40302) is amended by striking subsection (b).

8 (7) REPEAL OF THE NICS IMPROVEMENT
9 AMENDMENTS ACT OF 2007.—The NICS Improve-
10 ment Amendments Act of 2007 (34 U.S.C. 40911–
11 40941) is hereby repealed.

12 (8) AMENDMENTS TO THE VIOLENCE AGAINST
13 WOMEN AND DEPARTMENT OF JUSTICE REAUTHOR-
14 IZATION ACT OF 2005.—

15 (A) Section 1106(a)(1) of the Violence
16 Against Women and Department of Justice Re-
17 authorization Act of 2005 (34 U.S.C.
18 41506(a)(1)) is amended by striking “the Bu-
19 reau of Alcohol, Tobacco, Firearms, and Explo-
20 sives,”.

21 (B) Section 1107(a) of such Act (34
22 U.S.C. 41507(a)) is amended by striking para-
23 graph (2) and redesignating paragraphs (3)
24 through (13) as paragraphs (2) through (12),
25 respectively.

1 (9) AMENDMENT TO THE JUSTICE ASSISTANCE
2 ACT OF 1984.—Section 609N(2) of the Justice As-
3 sistance Act of 1984 (34 U.S.C. 50102(2)) is
4 amended—

5 (A) by adding “and” at the end of sub-
6 paragraph (L); and

7 (B) by striking subparagraph (M) and re-
8 designating subparagraph (N) as subparagraph
9 (M).

10 (10) AMENDMENT TO THE INTERSTATE TRANS-
11 PORTATION OF DANGEROUS CRIMINALS ACT OF
12 2000.—Section 3(1) of the Interstate Transportation
13 of Dangerous Criminals Act of 2000 (34 U.S.C.
14 60102(1)) is amended by striking “924(c)(3)” and
15 inserting “924(b)(3)”.

16 (11) AMENDMENT TO THE PROJECT SAFE
17 NEIGHBORHOODS GRANT PROGRAM AUTHORIZATION
18 ACT OF 2018.—Section 2(1) of the Project Safe
19 Neighborhoods Grant Program Authorization Act of
20 2018 (34 U.S.C. 60701(1)) is amended by striking
21 “922 or”.

22 (p) AMENDMENTS TO TITLE 36, UNITED STATES
23 CODE.—

24 (1) Section 40723 of title 36, United States
25 Code, is amended—

- 1 (A) in subsection (a)—
- 2 (i) in paragraph (1)—
- 3 (I) by striking “(1)”;
- 4 (II) by striking “(A)” and insert-
- 5 ing “(1)”;
- 6 (III) by adding “and” after the
- 7 1st semicolon;
- 8 (IV) by striking subparagraph
- 9 (B); and
- 10 (V) by striking “(C)” and insert-
- 11 ing “(2)”;
- 12 (ii) by striking paragraph (2); and
- 13 (B) in subsection (b), by striking “—” and
- 14 all that follows and inserting “has been con-
- 15 victed of a felony.”.
- 16 (2) Section 40728B(c) of such title is amended
- 17 by striking “—” and all that follows through “(2)”.
- 18 (3) Section 40732(c)(2) of such title is amend-
- 19 ed by striking “—” and all that follows and insert-
- 20 ing “a felony.”.
- 21 (q) AMENDMENTS RELATING TO TITLE 42, UNITED
- 22 STATES CODE.—Section 161A of the Atomic Energy Act
- 23 of 1954 (42 U.S.C. 2201a) is amended—
- 24 (1) in subsection (a), by inserting “, as in effect
- 25 before the abolishment date (as defined in section

1 102(b)(1) of the Brian A. Terry Memorial Eliminate
2 the ATF Act)” before the period;

3 (2) in subsection (b), by striking “subsections
4 (a)(4), (a)(5), (b)(2), (b)(4), and (o) of section 922
5 of title 18, section 925(d)(3) of title 18, section
6 5844 of the Internal Revenue Code of 1986, and”;
7 and

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

10 (r) AMENDMENT TO TITLE 44, UNITED STATES
11 CODE.—Section 3903(c)(2)(A)(i)(III) of title 44, United
12 States Code, is amended by striking “, including” and all
13 that follows through “violence”.

14 (s) AMENDMENTS RELATING TO TITLE 49, UNITED
15 STATES CODE.—

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

22 (2) Section 80304(d) of title 49, United States
23 Code, is amended by striking “Bureau of Alcohol,
24 Tobacco, Firearms, and Explosives,”.

1 (t) EFFECTIVE DATE.—The repeals and amendments
2 made by this section shall take effect on the abolishment
3 date.

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

10 **TITLE II—TRUST FUND AND** 11 **GRANT PROGRAMS**

12 **SEC. 201. BORDER PATROL AGENT KILLED IN ACTION** 13 **TRUST FUND.**

14 (a) CREATION OF TRUST FUND.—There is estab-
15 lished in the Treasury of the United States a trust fund
16 to be known as the “Border Patrol Agent Killed in Action
17 Trust Fund” consisting of amounts transferred under
18 subsection (b).

19 (b) TRANSFERS TO TRUST FUND.—

20 (1) The Director of the Bureau of Alcohol, To-
21 bacco, Firearms and Explosives shall transfer to the
22 Trust Fund all proceeds from the sales made under
23 section 101(d)(2).

24 (2) The amounts that, in the absence of this
25 Act would be allocated under section 32401(a)(3)(B)

1 of the Violent Crime Control and Law Enforcement
2 Act of 1994, as in effect just before the abolishment
3 date (as defined in section 102(b)(1) of this Act),
4 shall be transferred to the Trust Fund.

5 (c) USE OF TRUST FUND.—Amounts in the Trust
6 Fund shall be made available to the Commissioner, with-
7 out further appropriation, to—

8 (1) carry out section 202 until January 1,
9 2032; and

10 (2) carry out section 203 beginning on January
11 2, 2032.

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

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

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

21 (b) ELIGIBLE RECIPIENT.—An eligible recipient is
22 the surviving spouse, child, or parent of a Border Patrol
23 agent killed in the line of duty on or after December 1,
24 2009.

1 (c) GRANTS.—The Commissioner shall award grants
2 to carry out the Program.

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

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

10 **SEC. 203. FIREARM SAFETY PROGRAM.**

11 (a) GRANT PROGRAM.—The Commissioner shall es-
12 tablish a program (in this section referred to as the “Fire-
13 arm Safety Program”) to commence on January 2, 2032,
14 to award grants to States for the purpose of establishing
15 firearm safety programs in such States.

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

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

23 (d) GRANT AMOUNT.—

1 (1) IN GENERAL.—The amount of a grant
2 under the Firearm Safety Program may not exceed
3 \$14,000,000.

4 (2) APPORTIONMENT.—The amount of a grant
5 awarded to each State under the Firearm Safety
6 Program shall be apportioned by the number of li-
7 censed dealers in each such State.

8 **SEC. 204. DEFINITIONS.**

9 In this title:

10 (1) BORDER PATROL AGENT.—The term “Bor-
11 der Patrol agent” has the meaning given the term
12 in section 5550(a)(2) of title 5, United States Code.

13 (2) COMMISSIONER.—The term “Commis-
14 sioner” means the Commissioner of U.S. Customs
15 and Border Protection.

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

19 (4) LICENSED DEALER.—The term “licensed
20 dealer” has the meaning given the term in section
21 921(a)(11) of title 18, United States Code.

22 (5) STATE.—The term “State” has the mean-
23 ing given the term in section 311 of title 5, United
24 States Code.

1 (6) TRUST FUND.—The term “Trust Fund”
2 means the Border Patrol Agent Killed in Action
3 Trust Fund established in section 201(a).

