117th Congress 1st Session

H.R.

To amend title 18, United States Code, to require an alien lawfully admitted to the United States under a nonimmigrant visa to obtain the approval of the Attorney General before receiving a firearm, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. Crist introduced the following bill; which was referred to the Committee on

A BILL

To amend title 18, United States Code, to require an alien lawfully admitted to the United States under a non-immigrant visa to obtain the approval of the Attorney General before receiving a firearm, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Foreign National Firearms Background Check Enhancement Act”.
SEC. 2. REQUIREMENT THAT ALIEN LAWFULLY ADMITTED
TO THE UNITED STATES UNDER A NON-
IMMIGRANT VISA OBTAIN THE APPROVAL OF
THE ATTORNEY GENERAL BEFORE RECEIV-
ING A FIREARM.

(a) IN GENERAL.—Section 922(y) of title 18, United
States Code, is amended—

(1) in paragraph (2)—

(A) by striking all that precedes subpara-
graph (B) and inserting the following:

“(2) EXCEPTIONS.—Subsections (d)(5)(B) and
(g)(5)(B) do not apply to the transfer or other dis-
position of a firearm to, or the possession or receipt
of a firearm by, an alien who has been lawfully ad-
mitted to the United States under a nonimmigrant
visa, if—

“(A)(i) the alien has obtained a valid waiv-
er issued by the Attorney General under para-
graph (3), and, in the case of a transfer or
other disposition, the transferor has received a
copy of the waiver and verified the validity of
the waiver with the Attorney General; and

“(ii) the alien—

“(I) is admitted to the United States
for lawful hunting or sporting purposes or
is in possession of a hunting license or permit lawfully issued in the United States; or

“(II) has resided in the United States for a continuous period of not less than 180 days before the date on which the petition is submitted under this paragraph;”;

and

(B) in each of subparagraphs (B) and (C), by inserting “the alien is” before “an official”; and

(C) in subparagraph (D), by inserting “the alien is” before “a foreign”; and

(2) in paragraph (3)—

(A) in subparagraph (A)—

(i) in the matter preceding clause (i), by striking “subsection” and inserting “subsections (d)(5) and”; and

(ii) in clause (i), by striking “(C)” and inserting “(B)”;

(B) in subparagraph (B)—

(i) by striking “under subparagraph (B) shall—” and all that follows through “(ii)” and inserting “shall”;

(ii) by striking “, absent the application of subsection (g)(5)(B),”; and
(iii) by inserting "(d) or" before "(g)";

(C) in subparagraph (C), by striking "sub-
section" and inserting "subsections (d)(5)(B) and"; and

(D) by adding at the end the following:

"(D) Validity of Waiver.—A waiver issued under this paragraph shall be valid for a term set by the Attorney General, which shall be not longer than 1 year from the date the petition for the waiver is approved."

(b) Effective Date.—The amendments made by subsection (a) shall take effect 180 days after the date of the enactment of this Act.