

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To improve the bill

**IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.**

**S. 2938**

To designate the United States Courthouse and Federal Building located at 111 North Adams Street in Tallahassee, Florida, as the “Joseph Woodrow Hatchett United States Courthouse and Federal Building”, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. CRUZ (for himself and Mr. BARRASSO) to the amendment (No. 5099) proposed by Mr. MURPHY (for himself, Mr. CORNYN, Ms. SINEMA, and Mr. TILLIS)

Viz:

1 In lieu of the matter proposed to be inserted, insert  
2 the following:

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the  
5 “Safe Kids, Safe Schools, Safe Communities Act of  
6 2022”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for  
8 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

- Sec. 3. Reauthorization and improvements to NICS.
- Sec. 4. Availability of records to NICS.
- Sec. 5. Reports and certifications to Congress.
- Sec. 6. Increasing Federal prosecution of gun violence.
- Sec. 7. Prosecution of felons and fugitives who attempt to illegally purchase firearms.
- Sec. 8. Limitation on operations by the Department of Justice.
- Sec. 9. Straw purchasing of firearms.
- Sec. 10. Increased penalties for lying and buying.
- Sec. 11. Amendments to section 924(a).
- Sec. 12. Amendments to section 924(h).
- Sec. 13. Amendments to section 924(k).
- Sec. 14. Multiple sales reports for rifles and shotguns.
- Sec. 15. Study by the National Institutes of Justice and National Academy of Sciences on the causes of mass shootings.
- Sec. 16. Reports to Congress regarding ammunition purchases by Federal agencies.
- Sec. 17. Firearm commerce modernization.
- Sec. 18. Firearm dealer access to law enforcement information.
- Sec. 19. Interstate transportation of firearms or ammunition.
- Sec. 20. Preventing duplicative grants.
- Sec. 21. Project Sentry authorization.
- Sec. 22. Project Child Safe authorization.
- Sec. 23. Nonprofit security grant program.
- Sec. 24. Luke and Alex School Safety Act.
- Sec. 25. Reauthorization and expansion of the National Threat Assessment Center of the Department of Homeland Security.
- Sec. 26. Stop gun criminals.
- Sec. 27. Amendments to enhance certain penalties.
- Sec. 28. Securing schools.
- Sec. 29. Improving school security through the COPS ON THE BEAT program.
- Sec. 30. Student mental health.
- Sec. 31. Authorization and appropriations of funds.
- Sec. 32. No Federal funding for abortions.

**1 SEC. 2. DEFINITIONS.**

2 In this Act—

3 (1) the term “agency” has the meaning given  
 4 the term in section 551 of title 5, United States  
 5 Code;

6 (2) the term “NICS” means the National In-  
 7 stant Criminal Background Check System; and

8 (3) the term “relevant Federal records” means  
 9 any record demonstrating that a person is prohibited

1 from possessing or receiving a firearm under sub-  
2 section (g) or (n) of section 922 of title 18, United  
3 States Code.

4 **SEC. 3. REAUTHORIZATION AND IMPROVEMENTS TO NICS.**

5 (a) IN GENERAL.—Section 103 of the NICS Im-  
6 provement Amendments Act of 2007 (34 U.S.C. 40913)  
7 is amended—

8 (1) by redesignating subsections (e), (f), and  
9 (g) as subsections (f), (g), and (h), respectively;

10 (2) by amending subsection (f), as so redesign-  
11 nated, to read as follows:

12 “(f) AUTHORIZATION OF APPROPRIATIONS.—There  
13 are authorized to be appropriated to carry out this section  
14 \$50,000,000 for each of fiscal years 2023 through 2027.”;  
15 and

16 (3) by inserting after subsection (d) the fol-  
17 lowing:

18 “(e) ACCOUNTABILITY.—All grants awarded by the  
19 Attorney General under this section shall be subject to the  
20 following accountability provisions:

21 “(1) DEFINITION.—In this subsection, the term  
22 ‘unresolved audit finding’ means a finding in the  
23 final audit report of the Inspector General of the  
24 Department of Justice that the audited grantee has  
25 utilized grant funds for an unauthorized expenditure

1 or otherwise unallowable cost that is not closed or  
2 resolved within 12 months from the date when the  
3 final audit report is issued.

4 “(2) AUDITS.—

5 “(A) IN GENERAL.—Beginning in the first  
6 fiscal year beginning after the date of enact-  
7 ment of this subsection, and in each fiscal year  
8 thereafter, the Inspector General of the Depart-  
9 ment of Justice shall conduct audits of recipi-  
10 ents of grants under this section to—

11 “(i) prevent waste, fraud, and abuse  
12 of funds by grantees; and

13 “(ii) ensure that Federal, State, local,  
14 and Tribal records that would disqualify  
15 an individual from purchasing or owning a  
16 firearm under section 922 of title 18,  
17 United States Code, are disclosed in a  
18 timely fashion.

19 “(B) DETERMINATION.—The Inspector  
20 General of the Department of Justice shall de-  
21 termine the appropriate number of grantees to  
22 be audited each year.

23 “(3) PRIORITY.—In awarding grants under this  
24 section, the Attorney General shall give priority to  
25 eligible applicants that did not have an unresolved

1       audit finding during the 3 fiscal years before sub-  
2       mitting an application for a grant under this sec-  
3       tion.”.

4       (b) MODIFICATION OF ELIGIBILITY REQUIRE-  
5       MENTS.—The NICS Improvement Amendments Act of  
6       2007 (34 U.S.C. 40902 et seq.) is amended—

7             (1) in section 102(b)(1) (34 U.S.C.  
8             40912(b)(1))—

9                     (A) in subparagraph (A), by striking “sub-  
10                     paragraph (C)” and inserting “subparagraph  
11                     (B)”;

12                     (B) by striking subparagraph (B); and

13                     (C) by redesignating subparagraph (C) as  
14                     subparagraph (B);

15             (2) in section 103(a)(1) (34 U.S.C.  
16             40913(a)(1)), by striking “and subject to section  
17             102(b)(1)(B)”;

18             (3) in section 104(d) (34 U.S.C. 40914(d)), by  
19             striking “section 102(b)(1)(C)” and inserting “sec-  
20             tion 102(b)(1)(B)”.

21       **SEC. 4. AVAILABILITY OF RECORDS TO NICS.**

22       (a) GUIDANCE.—Not later than 45 days after the  
23       date of enactment of this Act, the Attorney General shall  
24       issue guidance regarding—

1           (1) the identification and sharing of relevant  
2       Federal records; and

3           (2) submission of the relevant Federal records  
4       to NICS.

5       (b) **PRIORITIZATION OF RECORDS.**—Each agency  
6 that possesses relevant Federal records shall prioritize  
7 providing the relevant information contained in the rel-  
8 evant Federal records to NICS on a regular and ongoing  
9 basis in accordance with the guidance issued by the Attor-  
10 ney General under subsection (a).

11       (c) **REPORTS.**—Not later than 60 days after the At-  
12 torney General issues guidance under subsection (a), the  
13 head of each agency shall submit a report to the Attorney  
14 General that—

15           (1) advises whether the agency possesses rel-  
16 evant Federal records; and

17           (2) describes the implementation plan of the  
18 agency for making the relevant information con-  
19 tained in relevant Federal records available to NICS  
20 in a manner consistent with applicable law.

21       (d) **DETERMINATION OF RELEVANCE.**—The Attorney  
22 General shall resolve any dispute regarding whether—

23           (1) agency records are relevant Federal records;  
24       and

1           (2) the relevant Federal records of an agency  
2           should be made available to NICS.

3 **SEC. 5. REPORTS AND CERTIFICATIONS TO CONGRESS.**

4           (a) NICS REPORTS.—Not later than October 1,  
5 2022, and every year thereafter, the head of each agency  
6 that possesses relevant Federal records shall submit a re-  
7 port to Congress that includes—

8           (1) a description of the relevant Federal records  
9           possessed by the agency that can be shared with  
10          NICS in a manner consistent with applicable law;

11          (2) the number of relevant Federal records the  
12          agency submitted to NICS during the reporting pe-  
13          riod;

14          (3) efforts made to increase the percentage of  
15          relevant Federal records possessed by the agency  
16          that are submitted to NICS;

17          (4) any obstacles to increasing the percentage  
18          of relevant Federal records possessed by the agency  
19          that are submitted to NICS;

20          (5) measures put in place to provide notice and  
21          programs for relief from disabilities as required  
22          under the NICS Improvement Amendments Act of  
23          2007 (34 U.S.C. 40902 et seq.) if the agency makes  
24          qualifying adjudications relating to the mental  
25          health of an individual;

1           (6) measures put in place to correct, modify, or  
2           remove records available to NICS when the basis on  
3           which the records were made available no longer ap-  
4           plies; and

5           (7) additional steps that will be taken during  
6           the 1-year period after the submission of the report  
7           to improve the processes by which relevant Federal  
8           records are—

9                   (A) identified;

10                   (B) made available to NICS; and

11                   (C) corrected, modified, or removed from  
12           NICS.

13           (b) CERTIFICATIONS.—

14           (1) IN GENERAL.—The annual report require-  
15           ment in subsection (a) shall not apply to an agency  
16           that, as part of a report required to be submitted  
17           under subsection (a), provides certification that the  
18           agency has—

19                   (A) made available to NICS relevant Fed-  
20                   eral records that can be shared in a manner  
21                   consistent with applicable law;

22                   (B) a plan to make any relevant Federal  
23                   records available to NICS and a description of  
24                   that plan; and



1 (C) a plan to update, modify, or remove  
2 records electronically from NICS not less than  
3 quarterly as required by the NICS Improve-  
4 ment Amendments Act of 2007 (34 U.S.C.  
5 40902 et seq.) and a description of that plan.

6 (2) FREQUENCY.—Each agency that is not re-  
7 quired to submit annual reports under paragraph  
8 (1) shall submit an annual certification to Congress  
9 attesting that the agency continues to submit rel-  
10 evant Federal records to NICS and has corrected,  
11 modified, or removed records available to NICS  
12 when the basis on which the records were made  
13 available no longer applies.

14 (c) REPORTS TO CONGRESS ON FIREARMS PROSECU-  
15 TIONS.—

16 (1) REPORT TO CONGRESS.—Beginning Feb-  
17 ruary 1, 2023, and on February 1 of each year  
18 thereafter through 2032, the Attorney General shall  
19 submit to the Committees on the Judiciary and  
20 Committees on Appropriations of the Senate and the  
21 House of Representatives a report of information  
22 gathered under this subsection during the fiscal year  
23 that ended on September 30 of the preceding year.

24 (2) SUBJECT OF ANNUAL REPORT.—Not later  
25 than 90 days after the date of enactment of this

1 Act, the Attorney General shall require each compo-  
2 nent of the Department of Justice, including each  
3 United States Attorney's Office, to furnish for the  
4 purposes of the report described in paragraph (1),  
5 information relating to any case presented to the  
6 Department of Justice for review or prosecution, in  
7 which the objective facts of the case provide probable  
8 cause to believe that there has been a violation of  
9 sections 922 and 924 of title 18, United States  
10 Code, and section 5861 of the Internal Revenue  
11 Code of 1986.

12 (3) ELEMENTS OF ANNUAL REPORT.—With re-  
13 spect to each case described in paragraph (2), the  
14 report submitted under paragraph (1) shall include  
15 information indicating—

16 (A) whether in any such case, a decision  
17 has been made not to charge an individual with  
18 a violation of sections 922 and 924 of title 18,  
19 United States Code, and section 5861 of the In-  
20 ternal Revenue Code of 1986, or any other vio-  
21 lation of Federal criminal law;

22 (B) in any case described in subparagraph  
23 (A), a description of why no charge was filed  
24 under sections 922 and 924 of title 18, United

1 States Code, and section 5861 of the Internal  
2 Revenue Code of 1986;

3 (C) whether in any case described in para-  
4 graph (2), an indictment, information, or other  
5 charge has been brought against any person, or  
6 the matter is pending;

7 (D) whether, in the case of an indictment,  
8 information, or other charge described in sub-  
9 paragraph (C), the charging document contains  
10 a count or counts alleging a violation of sections  
11 922 and 924 of title 18, United States Code,  
12 and section 5861 of the Internal Revenue Code  
13 of 1986;

14 (E) in any case described in subparagraph  
15 (D) in which the charging document contains a  
16 count or counts alleging a violation of sections  
17 922 and 924 of title 18, United States Code,  
18 and section 5861 of the Internal Revenue Code  
19 of 1986, whether a plea agreement of any kind  
20 has been entered into with such charged indi-  
21 vidual;

22 (F) whether any plea agreement described  
23 in subparagraph (E) required that the indi-  
24 vidual plead guilty, to enter a plea of nolo  
25 contendere, or otherwise caused a court to enter

1 a conviction against that individual for a viola-  
2 tion of sections 922 and 924 of title 18, United  
3 States Code, and section 5861 of the Internal  
4 Revenue Code of 1986;

5 (G) in any case described in subparagraph  
6 (F) in which the plea agreement did not require  
7 that the individual plead guilty, enter a plea of  
8 nolo contendere, or otherwise cause a court to  
9 enter a conviction against that individual for a  
10 violation of sections 922 and 924 of title 18,  
11 United States Code, and section 5861 of the In-  
12 ternal Revenue Code of 1986, identification of  
13 the charges to which that individual did plead  
14 guilty;

15 (H) in the case of an indictment, informa-  
16 tion, or other charge described in subparagraph  
17 (C), in which the charging document contains a  
18 count or counts alleging a violation of sections  
19 922 and 924 of title 18, United States Code,  
20 and section 5861 of the Internal Revenue Code  
21 of 1986, the result of any trial of such charges  
22 (guilty, not guilty, mistrial);

23 (I) in the case of an indictment, informa-  
24 tion, or other charge described in subparagraph  
25 (C), in which the charging document did not

1 contain a count or counts alleging a violation of  
2 sections 922 and 924 of title 18, United States  
3 Code, and section 5861 of the Internal Revenue  
4 Code of 1986, the nature of the other charges  
5 brought and the result of any trial of such  
6 other charges as have been brought (guilty, not  
7 guilty, mistrial);

8 (J) the number of persons who attempted  
9 to purchase a firearm but were denied because  
10 of a background check conducted in accordance  
11 with section 922(t) of title 18, United States  
12 Code; and

13 (K) the number of prosecutions conducted  
14 in relation to persons described in subpara-  
15 graph (J).

16 **SEC. 6. INCREASING FEDERAL PROSECUTION OF GUN VIO-**  
17 **LENCE.**

18 (a) **IN GENERAL.**—Not later than 90 days after the  
19 date of enactment of this Act, the Attorney General shall  
20 establish in jurisdictions specified in subsection (c) a pro-  
21 gram that meets the requirements of subsection (b), to  
22 be known as the “Nationwide Project Exile Expansion”.

23 (b) **PROGRAM ELEMENTS.**—Each program estab-  
24 lished under subsection (a) shall, for the jurisdiction con-  
25 cerned—

1           (1) provide for coordination with State and  
2 local law enforcement officials in the identification of  
3 violations of Federal firearms laws with an emphasis  
4 on the use of firearms in violation of Federal law in  
5 the commission of crimes of violence, Federal drug  
6 trafficking offenses, and Federal crimes of terrorism;

7           (2) provide for the establishment of agreements  
8 with State and local law enforcement officials for the  
9 referral to Federal law enforcement, including the  
10 Federal Bureau of Investigation and the Drug En-  
11 forcement Administration, and the United States At-  
12 torney for prosecution of persons arrested for viola-  
13 tions of section 922 or section 924 of title 18,  
14 United States Code, or section 5861 of the Internal  
15 Revenue Code of 1986, relating to firearms;

16           (3) provide for the establishment of multijuris-  
17 dictional task forces, coordinated by the Executive  
18 Office of the United States attorneys to investigate  
19 and prosecute illegal straw purchasing rings that  
20 purchase firearms in one jurisdiction and transfer  
21 them to another;

22           (4) require that the United States attorney des-  
23 ignate not less than 1 assistant United States attor-  
24 ney to prosecute violations of Federal firearms laws;  
25 and

1           (5) ensure that each person referred to the  
2           United States attorney for use of firearms in viola-  
3           tion of Federal law in the commission of crimes of  
4           violence, Federal drug trafficking offenses, or other  
5           Federal crimes of terrorism under paragraph (2) be  
6           charged with a violation of the most serious Federal  
7           firearm offense consistent with the act committed.

8           (c) COVERED JURISDICTIONS.—

9           (1) IN GENERAL.—Subject to paragraph (2),  
10          the jurisdictions specified in this subsection are—

11           (A) the 10 jurisdictions with a population  
12           equal to or greater than 100,000 persons that  
13           had the highest total number of homicides ac-  
14           cording to the uniform crime report of the Fed-  
15           eral Bureau of Investigation for the most recent  
16           year available;

17           (B) the 5 jurisdictions with such a popu-  
18           lation, other than the jurisdictions covered by  
19           paragraph (1), with the highest per capita rate  
20           of homicide according to the uniform crime re-  
21           port of the Federal Bureau of Investigation for  
22           the most recent year available; and

23           (C) the 3 tribal jurisdictions that have the  
24           highest homicide crime rates, as determined by  
25           the Attorney General.

1           (2) LIMITATION.—The 15 jurisdictions de-  
2       scribed in subparagraphs (A) and (B) shall not in-  
3       clude any jurisdiction other than those within the 50  
4       States.

5           (d) ANNUAL REPORTS.—Not later than 1 year after  
6       the date of enactment of this Act, and annually thereafter,  
7       the Attorney General shall submit to the Committee on  
8       the Judiciary of the Senate and the Committee on the Ju-  
9       diciary of the House of Representatives a report con-  
10      taining the following information:

11           (1) The number of individuals indicted for such  
12      violations of Federal firearms laws during that year  
13      by reason of the program.

14           (2) The increase or decrease in the number of  
15      individuals indicted for such violations of Federal  
16      firearms laws during that year by reason of the pro-  
17      gram when compared with the year preceding that  
18      year.

19           (3) The number of individuals held without  
20      bond in anticipation of prosecution by reason of the  
21      program.

22           (4) To the extent the information is available,  
23      the average length of prison sentence of the individ-  
24      uals convicted of violations of Federal firearms laws  
25      by reason of the program.





1           (1) ESTABLISHMENT.—There is established a  
2 task force within the Department of Justice, which  
3 shall be known as the Felon and Fugitive Firearm  
4 Task Force (referred to in this section as the “Task  
5 Force”), to strengthen the efforts of the Department  
6 of Justice to investigate and prosecute cases of con-  
7 victed felons and fugitives from justice who illegally  
8 attempt to purchase a firearm.

9           (2) MEMBERSHIP.—The members of the Task  
10 Force shall be—

11                   (A) the Deputy Attorney General, who  
12 shall serve as the Chairperson of the Task  
13 Force;

14                   (B) the Assistant Attorney General for the  
15 Criminal Division;

16                   (C) the Director of the Federal Bureau of  
17 Investigation; and

18                   (D) such other officers or employees of the  
19 Department of Justice as the Attorney General  
20 may designate.

21           (3) DUTIES.—The Task Force shall—

22                   (A) provide direction for the investigation  
23 and prosecution of cases of convicted felons and  
24 fugitives from justice attempting to illegally  
25 purchase a firearm; and

1 (B) provide recommendations to the Attor-  
2 ney General relating to—

3 (i) the allocation and reallocation of  
4 resources of the Department of Justice for  
5 investigation and prosecution of cases of  
6 convicted felons and fugitives from justice  
7 attempting to illegally purchase a firearm;

8 (ii) enhancing cooperation among  
9 agencies and entities of the Federal Gov-  
10 ernment in the investigation and prosecu-  
11 tion of cases of convicted felons and fugi-  
12 tives from justice attempting to illegally  
13 purchase a firearm;

14 (iii) enhancing cooperation among  
15 Federal, State, and local authorities re-  
16 sponsible for the investigation and prosecu-  
17 tion of cases of convicted felons and fugi-  
18 tives from justice attempting to illegally  
19 purchase a firearm; and

20 (iv) changes in rules, regulations, or  
21 policy to improve the effective investigation  
22 and prosecution of cases of convicted felons  
23 and fugitives from justice attempting to il-  
24 legally purchase a firearm.

1           (4) MEETINGS.—The Task Force shall meet  
2           not less than once a year.

3           (5) TERMINATION.—The Task Force shall ter-  
4           minate on the date that is 5 years after the date of  
5           enactment of this Act.

6           (b) AUTHORIZATION OF APPROPRIATIONS.—There  
7           are authorized to be appropriated to carry out this section  
8           \$30,000,000 for each of fiscal years 2023 through 2027.

9           **SEC. 8. LIMITATION ON OPERATIONS BY THE DEPARTMENT**  
10           **OF JUSTICE.**

11           The Department of Justice, and any of the law en-  
12           forcement coordinate agencies of the Department of Jus-  
13           tice, shall not conduct any operation where a Federal fire-  
14           arms licensee is directed, instructed, enticed, or otherwise  
15           encouraged by the Department of Justice to sell a firearm  
16           to an individual if the Department of Justice, or a coordi-  
17           nate agency, knows or has reasonable cause to believe that  
18           such an individual is purchasing on behalf of another for  
19           an illegal purpose unless the Attorney General, the Deputy  
20           Attorney General, or the Assistant Attorney General for  
21           the Criminal Division personally reviews and approves the  
22           operation, in writing, and determines that the agency has  
23           prepared an operational plan that includes sufficient safe-  
24           guards to prevent firearms from being transferred to third

1 parties without law enforcement taking reasonable steps  
2 to lawfully interdict those firearms.

3 **SEC. 9. STRAW PURCHASING OF FIREARMS.**

4 (a) IN GENERAL.—Chapter 44 of title 18, United  
5 States Code, is amended by adding at the end the fol-  
6 lowing:

7 **“§ 932. Straw purchasing of firearms**

8 “(a) DEFINITIONS.—For purposes of this section—

9 “(1) the term ‘crime of violence’ has the mean-  
10 ing given that term in section 924(c)(3);

11 “(2) the term ‘drug trafficking crime’ has the  
12 meaning given that term in section 924(c)(2); and

13 “(3) the term ‘Federal crime of terrorism’ has  
14 the meaning given that term in section 2332b(g).

15 “(b) OFFENSE.—It shall be unlawful for any person  
16 to—

17 “(1) purchase or otherwise obtain a firearm,  
18 which has been shipped, transported, or received in  
19 interstate or foreign commerce, for or on behalf of  
20 any other person who the person purchasing or oth-  
21 erwise obtaining the firearm knows—

22 “(A) is prohibited from possessing or re-  
23 ceiving a firearm under subsection (g) or (n) of  
24 section 922;

1           “(B) intends to use, carry, possess, or sell  
2           or otherwise dispose of the firearm in further-  
3           ance of a crime of violence, a drug trafficking  
4           crime, or a Federal crime of terrorism;

5           “(C) intends to engage in conduct that  
6           would constitute a crime of violence, a drug  
7           trafficking crime, or a Federal crime of ter-  
8           rorism if the conduct had occurred within the  
9           United States; or

10           “(D) is not a resident of any State and is  
11           not a citizen or lawful permanent resident of  
12           the United States; or

13           “(2) willfully procure another to engage in con-  
14           duct described in paragraph (1).

15           “(c) PENALTY.—Any person who violates subsection  
16 (b) shall be fined under this title, imprisoned not more  
17 than 15 years, or both.

18 **“§ 933. Trafficking in firearms**

19           “(a) DEFINITIONS.—For purposes of this section—

20           “(1) the term ‘crime of violence’ has the mean-  
21           ing given that term in section 924(c)(3);

22           “(2) the term ‘drug trafficking crime’ has the  
23           meaning given that term in section 924(c)(2); and

24           “(3) the term ‘Federal crime of terrorism’ has  
25           the meaning given that term in section 2332b(g).

1       “(b) OFFENSE.—It shall be unlawful for any person  
2 to—

3           “(1) ship, transport, transfer, or otherwise dis-  
4 pose of two or more firearms to another person in  
5 or otherwise affecting interstate or foreign com-  
6 merce, if the transferor knows that the use, carry-  
7 ing, or possession of a firearm by the transferee  
8 would violate subsection (g) or (n) of section 922, or  
9 constitute a crime of violence, a drug trafficking  
10 crime, or a Federal crime of terrorism;

11           “(2) receive from another person two or more  
12 firearms in or otherwise affecting interstate or for-  
13 eign commerce, if the recipient—

14           “(A) knows that such receipt would violate  
15 subsection (g) or (n) of section 922; or

16           “(B) intends to use the firearm in further-  
17 ance of a crime of violence, a drug trafficking  
18 crime, or a Federal crime of terrorism; or

19           “(3) attempt or conspire to commit the conduct  
20 described in paragraph (1) or (2).

21       “(c) PENALTIES.—

22           “(1) IN GENERAL.—Any person who violates  
23 subsection (b) shall be fined under this title, impris-  
24 oned not more than 15 years, or both.

1           “(2) ORGANIZER.—If a violation of subsection  
2           (b) is committed by a person acting in concert with  
3           other persons as an organizer, leader, supervisor, or  
4           manager, the person shall be fined under this title,  
5           imprisoned not more than 20 years, or both.

6           “(d) RULE OF CONSTRUCTION.—Nothing in section  
7           922 or 932 shall be construed to—

8           “(1) prohibit a person who is eligible to receive  
9           and possess firearms from purchasing a firearm for  
10          another person who is eligible to receive and possess  
11          firearms; or

12          “(2) prohibit or limit purchases or transfers of  
13          legally manufactured firearms between individuals  
14          who are not prohibited from possessing or receiving  
15          a firearm under subsection (g) or (n) of section  
16          922.”.

17          (b) TECHNICAL AND CONFORMING AMENDMENT.—  
18          The table of sections for chapter 44 of title 18, United  
19          States Code, is amended by inserting after the item relat-  
20          ing to section 931 the following:

          “932. Straw purchasing of firearms.

          “933. Trafficking in firearms.”.

21          (c) DIRECTIVE TO THE SENTENCING COMMISSION.—  
22          Pursuant to its authority under section 994 of title 28,  
23          United States Code, and in accordance with this section,  
24          the United States Sentencing Commission shall review and



1 amend its guidelines and policy statements to ensure that  
2 persons convicted of an offense under section 932 or 933  
3 of title 18, United States Code, and other offenses applica-  
4 ble to the straw purchases and firearms trafficking of fire-  
5 arms are subject to increased penalties in comparison to  
6 those currently provided by the guidelines and policy state-  
7 ments for such straw purchasing and firearms trafficking  
8 offenses. In its review, the Commission shall consider, in  
9 particular, an appropriate amendment to reflect the intent  
10 of Congress that straw purchasers without significant  
11 criminal histories receive sentences that are sufficient to  
12 deter participation in such activities. The Commission  
13 shall also review and amend its guidelines and policy state-  
14 ments to reflect the intent of Congress that a person con-  
15 victed of an offense under section 932 or 933 of title 18,  
16 United States Code, who is affiliated with a gang, cartel,  
17 organized crime ring, or other such enterprise should be  
18 subject to higher penalties than an otherwise unaffiliated  
19 individual.

20 **SEC. 10. INCREASED PENALTIES FOR LYING AND BUYING.**

21 Section 924(a)(1) of title 18, United States Code, is  
22 amended in the undesignated matter following subpara-  
23 graph (D) by striking “five years” and inserting the fol-  
24 lowing: “5 years (or, in the case of a violation under sub-  
25 paragraph (A), not more than 10 years)”.

1 **SEC. 11. AMENDMENTS TO SECTION 924(A).**

2 Section 924(a) of title 18, United States Code, is  
3 amended—

4 (1) in paragraph (2), by striking “(d), (g),”;

5 and

6 (2) by adding at the end the following:

7 “(8) Whoever knowingly violates subsection (d), (g),  
8 or (n) of section 922 shall be fined under this title, impris-  
9 oned not more than 15 years, or both.”.

10 **SEC. 12. AMENDMENTS TO SECTION 924(H).**

11 Section 924 of title 18, United States Code, is  
12 amended by striking subsection (h) and inserting the fol-  
13 lowing:

14 “(h) Whoever knowingly receives or transfers a fire-  
15 arm or ammunition, or attempts or conspires to do so,  
16 knowing that such firearm or ammunition will be used to  
17 commit a crime of violence (as defined in subsection  
18 (c)(3)), a drug trafficking crime (as defined in subsection  
19 (c)(2)), a Federal crime of terrorism (as defined in section  
20 2332b(g)), or a crime under the Arms Export Control Act  
21 (22 U.S.C. 2751 et seq.), the International Emergency  
22 Economic Powers Act (50 U.S.C. 1701 et seq.), or the  
23 Foreign Narcotics Kingpin Designation Act (21 U.S.C.  
24 1901 et seq.), shall be imprisoned not more than 15 years,  
25 fined in accordance with this title, or both.”.

1 **SEC. 13. AMENDMENTS TO SECTION 924(K).**

2 Section 924 of title 18, United States Code, is  
3 amended by striking subsection (k) and inserting the fol-  
4 lowing:

5 “(k)(1) A person who, with intent to engage in or  
6 promote conduct that—

7 “(A) is punishable under the Controlled Sub-  
8 stances Act (21 U.S.C. 801 et seq.), the Controlled  
9 Substances Import and Export Act (21 U.S.C. 951  
10 et seq.), or chapter 705 of title 46;

11 “(B) violates any law of a State relating to any  
12 controlled substance (as defined in section 102 of  
13 the Controlled Substances Act, 21 U.S.C. 802);

14 “(C) constitutes a crime of violence (as defined  
15 in subsection (c)(3)); or

16 “(D) constitutes a Federal crime of terrorism  
17 (as defined in section 2332b(g)),

18 smuggles or knowingly brings into the United States, a  
19 firearm or ammunition, or attempts or conspires to do so,  
20 shall be imprisoned not more than 15 years, fined under  
21 this title, or both.

22 “(2) A person who, with intent to engage in or to  
23 promote conduct that—

24 “(A) would be punishable under the Controlled  
25 Substances Act (21 U.S.C. 801 et seq.), the Con-  
26 trolled Substances Import and Export Act (21

1 U.S.C. 951 et seq.), or chapter 705 of title 46, if the  
2 conduct had occurred within the United States; or

3 “(B) would constitute a crime of violence (as  
4 defined in subsection (c)(3)) or a Federal crime of  
5 terrorism (as defined in section 2332b(g)) for which  
6 the person may be prosecuted in a court of the  
7 United States, if the conduct had occurred within  
8 the United States,

9 smuggles or knowingly takes out of the United States, a  
10 firearm or ammunition, or attempts or conspires to do so,  
11 shall be imprisoned not more than 15 years, fined under  
12 this title, or both.”.

13 **SEC. 14. MULTIPLE SALES REPORTS FOR RIFLES AND**  
14 **SHOTGUNS.**

15 Section 923(g)(5) of title 18, United States Code, is  
16 amended by adding at the end the following:

17 “(C) The Attorney General may not require a  
18 licensee to submit ongoing or periodic reporting of  
19 the sale or other disposition of 2 or more rifles or  
20 shotguns during a specified period of time.”.

21 **SEC. 15. STUDY BY THE NATIONAL INSTITUTES OF JUSTICE**  
22 **AND NATIONAL ACADEMY OF SCIENCES ON**  
23 **THE CAUSES OF MASS SHOOTINGS.**

24 (a) IN GENERAL.—

1           (1) STUDY.—Not later than 90 days after the  
2           date of enactment of this Act, the Attorney General  
3           shall instruct the Director of the National Institutes  
4           of Justice, to conduct a peer-reviewed study to ex-  
5           amine various sources and causes of mass shootings  
6           including psychological factors, the impact of violent  
7           video games, and other factors. The Director shall  
8           enter into a contract with the National Academy of  
9           Sciences to conduct this study jointly with an inde-  
10          pendent panel of 5 experts appointed by the Acad-  
11          emy.

12          (2) REPORT.—Not later than 1 year after the  
13          date on which the study required under paragraph  
14          (1) begins, the Directors shall submit to Congress a  
15          report detailing the findings of the study.

16          (b) ISSUES EXAMINED.—The study conducted under  
17          subsection (a)(1) shall examine—

18               (1) mental illness;

19               (2) the availability of mental health and other  
20          resources and strategies to help families detect and  
21          counter tendencies toward violence;

22               (3) the availability of mental health and other  
23          resources at schools to help detect and counter ten-  
24          dencies of students towards violence;

1           (4) the extent to which perpetrators of mass  
2           shootings, either alleged, convicted, deceased, or oth-  
3           erwise, played violent or adult-themed video games  
4           and whether the perpetrators of mass shootings dis-  
5           cussed, planned, or used violent or adult-themed  
6           video games in preparation of or to assist in car-  
7           rying out their violent actions;

8           (5) familial relationships, including the level of  
9           involvement and awareness of parents;

10          (6) exposure to bullying; and

11          (7) the extent to which perpetrators of mass  
12          shootings were acting in a “copycat” manner based  
13          upon previous violent events.

14 **SEC. 16. REPORTS TO CONGRESS REGARDING AMMUNITION**  
15 **PURCHASES BY FEDERAL AGENCIES.**

16          Not later than 1 year after the date of enactment  
17          of this Act, the Director of the Office of Management and  
18          Budget, shall report to the Speaker of the House of Rep-  
19          resentatives, the President pro tempore of the Senate, and  
20          the Chairmen and Ranking Members of the House and  
21          Senate Committees on Appropriations and the Committees  
22          on the Judiciary, the House Committee on Homeland Se-  
23          curity, the Senate Committee on Homeland Security and  
24          Governmental Affairs, and the House Committee on Over-  
25          sight and Reform, a report including—

1 (1) details of all purchases of ammunition by  
2 each Federal agency;

3 (2) a summary of all purchases, solicitations,  
4 and expenditures on ammunition by each Federal  
5 agency;

6 (3) a summary of all the rounds of ammunition  
7 expended by each Federal agency and a current list-  
8 ing of stockpiled ammunition for each Federal agen-  
9 cy; and

10 (4) an estimate of future ammunition needs  
11 and purchases for each Federal agency for the next  
12 fiscal year.

13 **SEC. 17. FIREARM COMMERCE MODERNIZATION.**

14 (a) FIREARMS DISPOSITIONS.—Section 922(b)(3) of  
15 title 18, United States Code, is amended—

16 (1) in the matter preceding subparagraph (A),  
17 by striking “located” and inserting “located or tem-  
18 porarily located”; and

19 (2) in subparagraph (A)—

20 (A) by striking “rifle or shotgun” and in-  
21 sserting “firearm”;

22 (B) by striking “located” and inserting  
23 “located or temporarily located”; and

24 (C) by striking “both such States” and in-  
25 sserting “the State in which the transfer is con-

1           ducted and the State of residence of the trans-  
2           feree”.

3           (b) DEALER LOCATION.—Section 923 of title 18,  
4 United States Code, is amended—

5           (1) in subsection (j)—

6                 (A) in the first sentence, by striking “, and  
7                 such location is in the State which is specified  
8                 on the license”; and

9                 (B) in the last sentence—

10                         (i) by inserting “transfer,” after  
11                         “sell,”; and

12                         (ii) by striking “Act,” and all that fol-  
13                         lows and inserting “Act.”; and

14           (2) by adding at the end the following:

15           “(m) Nothing in this chapter shall be construed to  
16 prohibit the sale, transfer, delivery, or other disposition  
17 of a firearm or ammunition—

18                 “(1) by a person licensed under this chapter to  
19 another person so licensed, at any location in any  
20 State; or

21                 “(2) by a licensed importer, licensed manufac-  
22 turer, or licensed dealer to a person not licensed  
23 under this chapter, at a temporary location de-  
24 scribed in subsection (j) in any State.”.



1           (c) RESIDENCE OF UNITED STATES OFFICERS.—  
2 Section 921 of title 18, United States Code, is amended  
3 by striking subsection (b) and inserting the following:

4           “(b) For purposes of this chapter:

5                 “(1) A member of the Armed Forces on active  
6 duty, or a spouse of such a member, is a resident  
7 of—

8                     “(A) the State in which the member or  
9 spouse maintains legal residence;

10                    “(B) the State in which the permanent  
11 duty station of the member is located; and

12                    “(C) the State in which the member main-  
13 tains a place of abode from which the member  
14 commutes each day to the permanent duty sta-  
15 tion of the member.

16                 “(2) An officer or employee of the United  
17 States (other than a member of the Armed Forces)  
18 who is stationed outside the United States for a pe-  
19 riod of more than 1 year, and a spouse of such an  
20 officer or employee, is a resident of the State in  
21 which the person maintains legal residence.”.

1 **SEC. 18. FIREARM DEALER ACCESS TO LAW ENFORCEMENT**  
2 **INFORMATION.**

3 (a) IN GENERAL.—Section 103(b) of the Brady  
4 Handgun Violence Prevention Act (34 U.S.C. 40901), is  
5 amended—

6 (1) by striking “Not later than” and inserting  
7 the following:

8 “(1) IN GENERAL.—Not later than”; and

9 (2) by adding at the end the following:

10 “(2) VOLUNTARY BACKGROUND CHECKS.—

11 “(A) IN GENERAL.—Not later than 90  
12 days after the date of enactment of the Safe  
13 Kids, Safe Schools, Safe Communities Act of  
14 2022, the Attorney General shall promulgate  
15 regulations allowing licensees to use the na-  
16 tional instant criminal background check sys-  
17 tem established under this section for purposes  
18 of conducting voluntary, no fee employment  
19 background checks on current or prospective  
20 employees.

21 “(B) NOTICE.—Before conducting an em-  
22 ployment background check relating to an indi-  
23 vidual under subparagraph (A), a licensee  
24 shall—

1                   “(i) provide written notice to the indi-  
2                   vidual that the licensee intends to conduct  
3                   the background check; and

4                   “(ii) obtain consent to conduct the  
5                   background check from the individual in  
6                   writing.

7                   “(C) EXEMPTION.—An employment back-  
8                   ground check conducted by a licensee under  
9                   subparagraph (A) shall not be governed by the  
10                  Fair Credit Reporting Act (15 U.S.C. 1681 et  
11                  seq.).

12                  “(D) APPEAL.—Any individual who is the  
13                  subject of an employment background check  
14                  conducted by a licensee under subparagraph  
15                  (A) the result of which indicates that the indi-  
16                  vidual is prohibited from possessing a firearm  
17                  or ammunition pursuant to subsection (g) or  
18                  (n) of section 922 of title 18, United States  
19                  Code, may appeal the results of the background  
20                  check in the same manner and to the same ex-  
21                  tent as if the individual had been the subject of  
22                  a background check relating to the transfer of  
23                  a firearm.”.

1 (b) ACQUISITION, PRESERVATION, AND EXCHANGE  
2 OF IDENTIFICATION RECORDS AND INFORMATION.—Sec-  
3 tion 534 of title 28, United States Code, is amended—

4 (1) in subsection (a)—

5 (A) in paragraph (3), by striking “and” at  
6 the end;

7 (B) in paragraph (4), by striking the pe-  
8 riod at the end and inserting “; and”; and

9 (C) by inserting after paragraph (4) the  
10 following:

11 “(5) provide a person licensed as an importer,  
12 manufacturer, or dealer of firearms under chapter  
13 44 of title 18 with information necessary to verify  
14 whether firearms offered for sale to such licensees  
15 have been stolen.”; and

16 (2) in subsection (b), by inserting “, except for  
17 dissemination authorized under subsection (a)(5) of  
18 this section” before the period.

19 (c) REGULATIONS.—Not later than 90 days after the  
20 date of enactment of this Act, and without regard to chap-  
21 ter 5 of title 5, United States Code, the Attorney General  
22 shall promulgate regulations allowing a person licensed as  
23 an importer, manufacturer, or dealer of firearms under  
24 chapter 44 of title 18, United States Code, to receive ac-  
25 cess to records of stolen firearms maintained by the Na-

1 tional Crime Information Center operated by the Federal  
2 Bureau of Investigation, solely for the purpose of volun-  
3 tarily verifying whether firearms offered for sale to such  
4 licensees have been stolen.

5 (d) STATUTORY CONSTRUCTION; EVIDENCE.—

6 (1) STATUTORY CONSTRUCTION.—Nothing in  
7 this section or the amendments made by this section  
8 shall be construed—

9 (A) to create a cause of action against any  
10 person licensed as an importer, manufacturer,  
11 or dealer of firearms under chapter 44 of title  
12 18, United States Code, or any other person for  
13 any civil liability; or

14 (B) to establish any standard of care.

15 (2) EVIDENCE.—Notwithstanding any other  
16 provision of law, evidence regarding the use or non-  
17 use by a person licensed as an importer, manufac-  
18 turer, or dealer of firearms under chapter 44 of title  
19 18, United States Code, of the systems, information,  
20 or records made available under this section or the  
21 amendments made by this section shall not be ad-  
22 missible as evidence in any proceeding of any court,  
23 agency, board, or other entity.

1 **SEC. 19. INTERSTATE TRANSPORTATION OF FIREARMS OR**  
2 **AMMUNITION.**

3 (a) IN GENERAL.—Section 926A of title 18, United  
4 States Code, is amended to read as follows:

5 **“§ 926A. Interstate transportation of firearms or am-**  
6 **munition**

7 “(a) DEFINITION.—In this section, the term ‘trans-  
8 port’ includes staying in temporary lodging overnight,  
9 stopping for food, fuel, vehicle maintenance, an emer-  
10 gency, medical treatment, and any other activity incidental  
11 to the transport.

12 “(b) AUTHORIZATION.—Notwithstanding any provi-  
13 sion of any law (including a rule or regulation) of a State  
14 or any political subdivision thereof, a person who is not  
15 prohibited by this chapter from possessing, transporting,  
16 shipping, or receiving a firearm or ammunition shall be  
17 entitled to—

18 “(1) transport a firearm for any lawful purpose  
19 from any place where the person may lawfully pos-  
20 sess, carry, or transport the firearm to any other  
21 such place if, during the transportation—

22 “(A) the firearm is unloaded; and

23 “(B)(i) if the transportation is by motor  
24 vehicle—

1                   “(I) the firearm is not directly acces-  
2                   sible from the passenger compartment of  
3                   the motor vehicle; or

4                   “(II) if the motor vehicle is without a  
5                   compartment separate from the passenger  
6                   compartment, the firearm is—

7                                 “(aa) in a locked container other  
8                                 than the glove compartment or con-  
9                                 sole; or

10                                “(bb) secured by a secure gun  
11                                storage or safety device; or

12                               “(ii) if the transportation is by other  
13                               means, the firearm is in a locked container or  
14                               secured by a secure gun storage or safety de-  
15                               vice; and

16                   “(2) transport ammunition for any lawful pur-  
17                   pose from any place where the person may lawfully  
18                   possess, carry, or transport the ammunition, to any  
19                   other such place if, during the transportation—

20                               “(A) the ammunition is not loaded into a  
21                               firearm; and

22                               “(B)(i) if the transportation is by motor  
23                               vehicle—

1                   “(I) the ammunition is not directly  
2                   accessible from the passenger compartment  
3                   of the motor vehicle; or

4                   “(II) if the motor vehicle is without a  
5                   compartment separate from the passenger  
6                   compartment, the ammunition is in a  
7                   locked container other than the glove com-  
8                   partment or console; or

9                   “(ii) if the transportation is by other  
10                  means, the ammunition is in a locked container.

11               “(c) STATE LAW.—

12               “(1) ARREST AUTHORITY.—A person who is  
13               transporting a firearm or ammunition may not be—

14               “(A) arrested for violation of any law or  
15               any rule or regulation of a State, or any polit-  
16               ical subdivision thereof, relating to the posses-  
17               sion, transportation, or carrying of firearms or  
18               ammunition, unless there is probable cause to  
19               believe that the transportation is not in accord-  
20               ance with subsection (b); or

21               “(B) detained for violation of any law or  
22               any rule or regulation of a State, or any polit-  
23               ical subdivision thereof, relating to the posses-  
24               sion, transportation, or carrying of firearms or  
25               ammunition, unless there is reasonable sus-



1           picion that the transportation is not in accord-  
2           ance with subsection (b).

3           “(2) PROSECUTION.—

4                   “(A) BURDEN OF PROOF.—If a person as-  
5           serts this section as a defense in a criminal pro-  
6           ceeding, the government shall bear the burden  
7           of proving, beyond a reasonable doubt, that the  
8           conduct of the person was not in accordance  
9           with subsection (b).

10                   “(B) PREVAILING DEFENDANT.—If a per-  
11           son successfully asserts this section as a defense  
12           in a criminal proceeding, the court shall award  
13           the prevailing defendant reasonable attorney’s  
14           fees.”.

15           (b) TECHNICAL AND CONFORMING AMENDMENT.—  
16           The table of sections for chapter 44 of title 18, United  
17           States Code, is amended by striking the item relating to  
18           section 926A and inserting the following:

          “926A. Interstate transportation of firearms or ammunition.”.

19           **SEC. 20. PREVENTING DUPLICATIVE GRANTS.**

20           Section 1701 of title I of the Omnibus Crime Control  
21           and Safe Streets Act of 1968 (34 U.S.C. 10381) is amend-  
22           ed by adding at the end the following:

23           “(n) PREVENTING DUPLICATIVE GRANTS.—

24                   “(1) IN GENERAL.—Before the Attorney Gen-  
25           eral awards a grant to an applicant under this part,

1 the Attorney General shall compare potential grant  
2 awards with grants awarded under part A or T to  
3 determine if duplicate grant awards are awarded for  
4 the same purpose.

5 “(2) REPORT.—If the Attorney General awards  
6 duplicate grants to the same applicant for the same  
7 purpose the Attorney General shall submit to the  
8 Committee on the Judiciary of the Senate and the  
9 Committee on the Judiciary of the House of Rep-  
10 resentatives a report that includes—

11 “(A) a list of all duplicate grants awarded,  
12 including the total dollar amount of any dupli-  
13 cate grants awarded; and

14 “(B) the reason the Attorney General  
15 awarded the duplicate grants.”.

16 **SEC. 21. PROJECT SENTRY AUTHORIZATION.**

17 (a) IN GENERAL.—In addition to amounts otherwise  
18 available, there is appropriated to the Attorney General,  
19 out of any money in the Treasury not otherwise appro-  
20 priated, \$9,000,000 to support Project Sentry, a Federal-  
21 State law enforcement partnership to—

22 (1) identify and prosecute juveniles who violate  
23 State and Federal firearms laws and the adults who  
24 supply the juveniles with firearms; and

1           (2) hire an attorney for each United States at-  
2           torney who will focus on firearm crimes involving or  
3           affecting juveniles, including school-related violence  
4           and trafficking firearms to minors.

5           (b) **ADDITIONAL APPROPRIATIONS.**—Of amounts  
6           made available under section 31 of this Act, \$20,000,000  
7           shall be made available to Project Sentry described in sub-  
8           section (a) to establish safe school task forces across the  
9           United States that will—

10           (1) prosecute and supervise juveniles who carry  
11           or use firearms illegally; and

12           (2) prosecute adults who illegally furnish fire-  
13           arms to the juveniles described in paragraph (1).

14           (c) **EMERGENCY DESIGNATION.**—

15           (1) **IN GENERAL.**—The amounts provided under  
16           this section are designated as an emergency require-  
17           ment pursuant to section 4(g) of the Statutory Pay-  
18           As-You-Go Act of 2010 (2 U.S.C. 933(g)).

19           (2) **DESIGNATION IN THE SENATE AND THE**  
20           **HOUSE.**—This section is designated as an emergency  
21           requirement pursuant to subsections (a) and (b) of  
22           section 4001 of S. Con. Res. 14 (117th Congress),  
23           the concurrent resolution on the budget for fiscal  
24           year 2022.

1 **SEC. 22. PROJECT CHILD SAFE AUTHORIZATION.**

2 (a) IN GENERAL.—There is appropriated to the At-  
3 torney General \$75,000,000 for Child Safe, a program  
4 that will provide funds to ensure child-safety locks are  
5 available for every handgun in the United States.

6 (b) GRANTS.—

7 (1) IN GENERAL.—Of the amounts made avail-  
8 able under subsection (a)—

9 (A) \$65,000,000 shall be used by the As-  
10 sistant Attorney General of the Office of Jus-  
11 tice Programs to award grants to State and  
12 local governments and private organizations to  
13 provide locks for handguns in the United  
14 States, to be distributed by local municipalities  
15 or private organizations; and

16 (B) \$10,000,000 shall be used on adminis-  
17 trative costs and advertising, including a na-  
18 tional toll-free hotline to make sure all parents  
19 are aware of the program described in that sub-  
20 section.

21 (2) MATCHING REQUIREMENT.—

22 (A) IN GENERAL.—An entity receiving a  
23 grant under this section shall provide non-Fed-  
24 eral matching funds equal to not less than 100  
25 percent of the amount of the grant.

1 (B) IN-KIND SUPPORT.—Matching funds  
2 may include in-kind support.

3 (c) EMERGENCY DESIGNATION.—

4 (1) IN GENERAL.—The amounts provided under  
5 this section are designated as an emergency require-  
6 ment pursuant to section 4(g) of the Statutory Pay-  
7 As-You-Go Act of 2010 (2 U.S.C. 933(g)).

8 (2) DESIGNATION IN THE SENATE AND THE  
9 HOUSE.—This section is designated as an emergency  
10 requirement pursuant to subsections (a) and (b) of  
11 section 4001 of S. Con. Res. 14 (117th Congress),  
12 the concurrent resolution on the budget for fiscal  
13 year 2022.

14 **SEC. 23. NONPROFIT SECURITY GRANT PROGRAM.**

15 Section 2009 of the Homeland Security Act of 2002  
16 (6 U.S.C. 609a) is amended—

17 (1) in subsection (e), by striking “2020 through  
18 2024” and inserting “2023 through 2030”;

19 (2) by redesignating subsection (f) as sub-  
20 section (i);

21 (3) by inserting after subsection (e) the fol-  
22 lowing:

23 “(f) FEEDBACK.—

24 “(1) IN GENERAL.—If the Administrator denies  
25 an application for a grant under this section, not

1 later than 120 days after the date of the denial, the  
2 Administrator shall—

3 “(A) notify the applicant; and

4 “(B) provide an explanation for the denial.

5 “(2) EXPLANATION.—An explanation described  
6 in paragraph (1)(B) shall include information identi-  
7 fying the reason for the denial of the application, in-  
8 cluding—

9 “(A) any factors that led to a lower score  
10 or rank compared to other applicants; and

11 “(B) an identification of any deficiencies in  
12 the application.

13 “(g) ADMINISTRATIVE COSTS AND TECHNICAL AS-  
14 SISTANCE.—A State through which the Administrator  
15 makes a grant to an eligible nonprofit organization under  
16 this section shall receive a 5 percent increase in the  
17 amount of the grant—

18 “(1) for administrative costs; and

19 “(2) to provide technical assistance to the eligi-  
20 ble nonprofit organization.

21 “(h) APPLICATION UPDATE AND IMPROVEMENTS.—

22 “(1) PUBLIC MEETING.—Not later than 90  
23 days after the date of enactment of the Safe Kids,  
24 Safe Schools, Safe Communities Act of 2022, the  
25 Administrator shall hold a public meeting to solicit

1 recommendations on updating the application proc-  
2 ess for a grant under this section.

3 “(2) REPORT.—Not later than 180 days after  
4 the date of enactment of the Safe Kids, Safe  
5 Schools, Safe Communities Act of 2022, the Admin-  
6 istrator shall—

7 “(A) develop recommendations to mod-  
8 ernize and update the application process for a  
9 grant under this section, which shall include  
10 considerations for—

11 “(i) establishing a more streamlined  
12 application process;

13 “(ii) establishing greater uniformity in  
14 the application process among all appli-  
15 cants and the guidance provided to States  
16 through which the Administrator makes  
17 grants to eligible nonprofit organizations  
18 under this section;

19 “(iii) ensuring that the application  
20 template is compatible with the latest or  
21 most widely used version of software pro-  
22 grams; and

23 “(iv) coordinating with the Adminis-  
24 trator of General Services to ensure that  
25 applications submitted under this section

1           are compatible across online platforms of  
2           the Federal Government; and

3           “(B) submit to the Committee on Home-  
4           land Security and Governmental Affairs of the  
5           Senate and the Committee on Homeland Secu-  
6           rity of the House of Representatives a report  
7           that includes—

8                   “(i) the recommendations developed  
9                   under subparagraph (A); and

10                   “(ii) a description of whether the rec-  
11                   ommendations developed under subpara-  
12                   graph (A) are consistent with feedback re-  
13                   ceived at the public meeting required under  
14                   paragraph (1).

15           “(3) IMPLEMENTATION OF RECOMMENDA-  
16           TIONS.—Not later than 270 days after the date of  
17           enactment of the Safe Kids, Safe Schools, Safe  
18           Communities Act of 2022, the Administrator shall  
19           implement the recommendations developed under  
20           paragraph (2)(A).

21           “(4) PAPERWORK REDUCTION ACT WAIVER.—  
22           For the purpose of meeting the deadlines established  
23           under this subsection, the Secretary may waive the  
24           application of subchapter I of chapter 35 of title 44,



1 United States Code, to the requirements of this sub-  
2 section.”; and

3 (4) in subsection (i), as so redesignated—

4 (A) in paragraph (1), by striking “\$75 mil-  
5 lion for each of fiscal years 2020 through  
6 2024” and inserting “\$540,000,000 for each of  
7 fiscal years 2023 through 2030”;

8 (B) by striking paragraph (2); and

9 (C) by adding at the end the following:

10 “(2) HIGH-RISK URBAN AREAS.—Of the  
11 amounts made available to carry out this section for  
12 each of fiscal years 2023 through 2030, not less  
13 than 0.35 percent shall be for grants to eligible re-  
14 cipients located in each high-risk urban area receiv-  
15 ing grants under section 2003.

16 “(3) SALARIES AND EXPENSES.—Of the  
17 amounts made available to carry out this section in  
18 any fiscal year, the Administrator may transfer to  
19 another account of the Federal Emergency Manage-  
20 ment Agency not more than 3 percent for salaries  
21 and administrative expenses, including any necessary  
22 expenses to provide feedback or technical assistance  
23 to applicants for a grant under this section in ac-  
24 cordance with subsection (g).”.

1 **SEC. 24. LUKE AND ALEX SCHOOL SAFETY ACT.**

2 (a) IN GENERAL.—

3 (1) AMENDMENT.—Subtitle A of title XXII of  
4 the Homeland Security Act of 2002 (6 U.S.C. 651  
5 et seq.) is amended by adding at the end the fol-  
6 lowing:

7 **“SEC. 2220D. FEDERAL CLEARINGHOUSE ON SCHOOL SAFE-**  
8 **TY BEST PRACTICES.**

9 “(a) ESTABLISHMENT.—

10 “(1) IN GENERAL.—The Secretary, in coordina-  
11 tion with the Secretary of Education, the Attorney  
12 General, and the Secretary of Health and Human  
13 Services, shall establish a Federal Clearinghouse on  
14 School Safety Best Practices (in this section referred  
15 to as the ‘Clearinghouse’) within the Department.

16 “(2) PURPOSE.—The Clearinghouse shall be  
17 the primary resource of the Federal Government to  
18 identify and publish online through  
19 SchoolSafety.gov, or any successor website, the best  
20 practices and recommendations for school safety for  
21 use by State and local educational agencies, institu-  
22 tions of higher education, State and local law en-  
23 forcement agencies, health professionals, and the  
24 general public.

25 “(3) PERSONNEL.—

1           “(A) ASSIGNMENTS.—The Clearinghouse  
2 shall be assigned such personnel and resources  
3 as the Secretary considers appropriate to carry  
4 out this section.

5           “(B) DETAILEES.—The Secretary of Edu-  
6 cation, the Attorney General, and the Secretary  
7 of Health and Human Services may detail per-  
8 sonnel to the Clearinghouse.

9           “(4) EXEMPTIONS.—

10           “(A) PAPERWORK REDUCTION ACT.—  
11 Chapter 35 of title 44, United States Code  
12 (commonly known as the ‘Paperwork Reduction  
13 Act’) shall not apply to any rulemaking or in-  
14 formation collection required under this section.

15           “(B) FEDERAL ADVISORY COMMITTEE  
16 ACT.—The Federal Advisory Committee Act (5  
17 U.S.C. App.) shall not apply for the purposes of  
18 carrying out this section.

19           “(b) CLEARINGHOUSE CONTENTS.—

20           “(1) CONSULTATION.—In identifying the best  
21 practices and recommendations for the Clearing-  
22 house, the Secretary may consult with appropriate  
23 Federal, State, local, Tribal, private sector, and non-  
24 governmental organizations.

1           “(2) CRITERIA FOR BEST PRACTICES AND REC-  
2           COMMENDATIONS.—The best practices and rec-  
3           ommendations of the Clearinghouse shall, at a min-  
4           imum—

5                   “(A) involve comprehensive school safety  
6           measures, including threat prevention, pre-  
7           paredness, protection, mitigation, incident re-  
8           sponse, and recovery to improve the safety pos-  
9           ture of a school upon implementation;

10                   “(B) include any evidence or research ra-  
11           tionale supporting the determination of the  
12           Clearinghouse that the best practice or rec-  
13           ommendation under subparagraph (A) has been  
14           shown to have a significant effect on improving  
15           the health, safety, and welfare of persons in  
16           school settings, including—

17                   “(i) relevant research that is evidence-  
18           based, as defined in section 8101 of the  
19           Elementary and Secondary Education Act  
20           of 1965 (20 U.S.C. 7801), supporting the  
21           best practice or recommendation;

22                   “(ii) findings and data from previous  
23           Federal or State commissions recom-  
24           mending improvements to the safety pos-  
25           ture of a school; or

1                   “(iii) other supportive evidence or  
2                   findings relied upon by the Clearinghouse  
3                   in determining best practices and rec-  
4                   ommendations to improve the safety pos-  
5                   ture of a school upon implementation; and

6                   “(C) include information on Federal grant  
7                   programs for which implementation of each best  
8                   practice or recommendation is an eligible use  
9                   for the program.

10                  “(3) PAST COMMISSION RECOMMENDATIONS.—

11                  To the greatest extent practicable, the Clearinghouse  
12                  shall present, as appropriate, Federal, State, local,  
13                  Tribal, private sector, and nongovernmental organi-  
14                  zation issued best practices and recommendations  
15                  and identify any best practice or recommendation of  
16                  the Clearinghouse that was previously issued by any  
17                  such organization or commission.

18                  “(c) ASSISTANCE AND TRAINING.—The Secretary  
19                  may produce and publish materials on the Clearinghouse  
20                  to assist and train educational agencies and law enforce-  
21                  ment agencies on the implementation of the best practices  
22                  and recommendations.

23                  “(d) CONTINUOUS IMPROVEMENT.—The Secretary  
24                  shall—

1           “(1) collect for the purpose of continuous im-  
2           provement of the Clearinghouse—

3                   “(A) Clearinghouse data analytics;

4                   “(B) user feedback on the implementation  
5           of resources, best practices, and recommenda-  
6           tions identified by the Clearinghouse; and

7                   “(C) any evaluations conducted on imple-  
8           mentation of the best practices and rec-  
9           ommendations of the Clearinghouse; and

10           “(2) in coordination with the Secretary of Edu-  
11           cation, the Secretary of Health and Human Services,  
12           and the Attorney General—

13                   “(A) regularly assess and identify Clear-  
14           inghouse best practices and recommendations  
15           for which there are no resources available  
16           through Federal Government programs for im-  
17           plementation; and

18                   “(B) establish an external advisory board,  
19           which shall be comprised of appropriate State,  
20           local, Tribal, private sector, and nongovern-  
21           mental organizations, including organizations  
22           representing parents of elementary and sec-  
23           ondary school students, to—

1                   “(i) provide feedback on the imple-  
2                   mentation of best practices and rec-  
3                   ommendations of the Clearinghouse; and

4                   “(ii) propose additional recommenda-  
5                   tions for best practices for inclusion in the  
6                   Clearinghouse.

7           “(e) PARENTAL ASSISTANCE.—The Clearinghouse  
8 shall produce materials to assist parents and legal guard-  
9 ians of students with identifying relevant Clearinghouse  
10 resources related to supporting the implementation of  
11 Clearinghouse best practices and recommendations.”.

12           (2) TECHNICAL AMENDMENTS.—The table of  
13 contents in section 1(b) of the Homeland Security  
14 Act of 2002 (Public Law 107–296; 116 Stat. 2135)  
15 is amended by inserting after the item relating to  
16 section 2220C the following:

“Sec. 2220D. Federal Clearinghouse on School Safety Best Practices.”.

17           (b) NOTIFICATION OF CLEARINGHOUSE.—

18           (1) NOTIFICATION BY THE SECRETARY OF EDU-  
19 CATION.—The Secretary of Education shall provide  
20 written notification of the publication of the Federal  
21 Clearinghouse on School Safety Best Practices (re-  
22 ferred to in this subsection and subsection (c) as the  
23 “Clearinghouse”), as required to be established  
24 under section 2220D of the Homeland Security Act

1 of 2002, as added by subsection (a) of this section,  
2 to—

3 (A) every State and local educational agen-  
4 cy; and

5 (B) other Department of Education part-  
6 ners in the implementation of the best practices  
7 and recommendations of the Clearinghouse, as  
8 determined appropriate by the Secretary of  
9 Education.

10 (2) NOTIFICATION BY THE SECRETARY OF  
11 HOMELAND SECURITY.—The Secretary of Homeland  
12 Security shall provide written notification of the  
13 publication of the Clearinghouse, as required to be  
14 established under section 2220D of the Homeland  
15 Security Act of 2002, as added by subsection (a) of  
16 this section, to—

17 (A) every State homeland security advisor;

18 (B) every State department of homeland  
19 security; and

20 (C) other Department of Homeland Secu-  
21 rity partners in the implementation of the best  
22 practices and recommendations of the Clearing-  
23 house, as determined appropriate by the Sec-  
24 retary of Homeland Security.



1           (3) NOTIFICATION BY THE SECRETARY OF  
2 HEALTH AND HUMAN SERVICES.—The Secretary of  
3 Health and Human Services shall provide written  
4 notification of the publication of the Clearinghouse,  
5 as required to be established under section 2220D of  
6 the Homeland Security Act of 2002, as added by  
7 subsection (a) of this section, to—

8           (A) every State department of public  
9 health; and

10           (B) other Department of Health and  
11 Human Services partners in the implementation  
12 of the best practices and recommendations of  
13 the Clearinghouse, as determined appropriate  
14 by the Secretary of Health and Human Serv-  
15 ices.

16           (4) NOTIFICATION BY THE ATTORNEY GEN-  
17 ERAL.—The Attorney General shall provide written  
18 notification of the publication of the Clearinghouse,  
19 as required to be established under section 2220D of  
20 the Homeland Security Act of 2002, as added by  
21 subsection (a) of this section, to—

22           (A) every State department of justice; and

23           (B) other Department of Justice partners  
24 in the implementation of the best practices and

1            recommendations of the Clearinghouse, as de-  
2            termined appropriate by the Attorney General.

3            (c) GRANT PROGRAM REVIEW.—

4            (1) FEDERAL GRANTS AND RESOURCES.—The  
5            Secretary of Education, the Secretary of Homeland  
6            Security, the Secretary of Health and Human Serv-  
7            ices, and the Attorney General shall each—

8                    (A) review grant programs administered by  
9                    their respective agency and identify any grant  
10                   program that may be used to implement best  
11                   practices and recommendations of the Clearing-  
12                   house;

13                   (B) identify any best practices and rec-  
14                   ommendations of the Clearinghouse for which  
15                   there is not a Federal grant program that may  
16                   be used for the purposes of implementing the  
17                   best practice or recommendation as applicable  
18                   to the agency; and

19                   (C) periodically report any findings under  
20                   subparagraph (B) to the appropriate commit-  
21                   tees of Congress.

22            (2) STATE GRANTS AND RESOURCES.—The  
23            Clearinghouse shall, to the extent practicable, iden-  
24            tify, for each State—

1 (A) each agency responsible for school  
2 safety in the State, or any State that does not  
3 have such an agency designated;

4 (B) any grant program that may be used  
5 for the purposes of implementing best practices  
6 and recommendations of the Clearinghouse; and

7 (C) any resources other than grant pro-  
8 grams that may be used to assist in implemen-  
9 tation of best practices and recommendations of  
10 the Clearinghouse.

11 (d) RULES OF CONSTRUCTION.—

12 (1) WAIVER OF REQUIREMENTS.—Nothing in  
13 this section or the amendments made by this section  
14 shall be construed to create, satisfy, or waive any re-  
15 quirement under—

16 (A) title II of the Americans With Disabil-  
17 ities Act of 1990 (42 U.S.C. 12131 et seq.);

18 (B) the Rehabilitation Act of 1973 (29  
19 U.S.C. 701 et seq.);

20 (C) title VI of the Civil Rights Act of 1964  
21 (42 U.S.C. 2000d et seq.);

22 (D) title IX of the Education Amendments  
23 of 1972 (20 U.S.C. 1681 et seq.); or

24 (E) the Age Discrimination Act of 1975  
25 (42 U.S.C. 6101 et seq.).

1           (2) PROHIBITION ON FEDERALLY DEVELOPED,  
2           MANDATED, OR ENDORSED CURRICULUM.—Nothing  
3           in this section or the amendments made by this sec-  
4           tion shall be construed to authorize any officer or  
5           employee of the Federal Government to engage in an  
6           activity otherwise prohibited under section 103(b) of  
7           the Department of Education Organization Act (20  
8           U.S.C. 3403(b)).

9   **SEC. 25. REAUTHORIZATION AND EXPANSION OF THE NA-**  
10                   **TIONAL THREAT ASSESSMENT CENTER OF**  
11                   **THE DEPARTMENT OF HOMELAND SECURITY.**

12           (a) IN GENERAL.—Chapter 203 of title 18, United  
13           States Code, is amended by inserting after section 3056A  
14           the following:

15   **“§ 3056B. Functions of the National Threat Assess-**  
16                   **ment Center of the United States Secret**  
17                   **Service**

18           “(a) IN GENERAL.—There is established a National  
19           Threat Assessment Center (in this section referred to as  
20           the ‘Center’), to be operated by the United States Secret  
21           Service, at the direction of the Secretary of Homeland Se-  
22           curity.

23           “(b) FUNCTIONS.—The functions of the Center shall  
24           include the following:

1           “(1) Training in the area of best practices on  
2           threat assessment.

3           “(2) Consultation on complex threat assessment  
4           cases or programs.

5           “(3) Research on threat assessment and the  
6           prevention of targeted violence, consistent with evi-  
7           dence-based standards and existing laws and regula-  
8           tions.

9           “(4) Facilitation of information sharing on  
10          threat assessment and the prevention of targeted vi-  
11          olence among agencies with protective or public safe-  
12          ty responsibilities, as well as other public or private  
13          entities.

14          “(5) Development of evidence-based programs  
15          to promote the standardization of Federal, State,  
16          and local threat assessments, best practices in inves-  
17          tigations involving threats, and the prevention of  
18          targeted violence.

19          “(c) SAFE SCHOOL INITIATIVE.—In carrying out the  
20          functions described in subsection (b), the Center shall es-  
21          tablish a national program on targeted school violence pre-  
22          vention, focusing on the following activities:

23                 “(1) RESEARCH.—The Center shall—

24                         “(A) conduct research into targeted school  
25                         violence and evidence-based practices in tar-

1           geted school violence prevention, including  
2           school threat assessment; and

3           “(B) publish the findings of the Center on  
4           the public website of the United States Secret  
5           Service.

6           “(2) TRAINING.—

7           “(A) IN GENERAL.—The Center shall de-  
8           velop and offer training courses on targeted  
9           school violence prevention to agencies with pro-  
10          tective or public safety responsibilities and  
11          other public or private entities, including local  
12          educational agencies.

13          “(B) PLAN.—Not later than 1 year after  
14          the date of enactment of this section, the Cen-  
15          ter shall establish a plan to offer its training  
16          and other educational resources to public or pri-  
17          vate entities within each State.

18          “(3) COORDINATION WITH OTHER FEDERAL  
19          AGENCIES.—The Center shall develop research and  
20          training programs under this section in coordination  
21          with the Department of Justice, the Department of  
22          Education, and the Department of Health and  
23          Human Services.

24          “(4) CONSULTATION WITH ENTITIES OUTSIDE  
25          THE FEDERAL GOVERNMENT.—The Center is au-

1       thorized to consult with State and local educational,  
2       law enforcement, and mental health officials and pri-  
3       vate entities in the development of research and  
4       training programs under this section.

5           “(5) INTERACTIVE WEBSITE.—The Center may  
6       create an interactive website to disseminate informa-  
7       tion and data on evidence-based practices in tar-  
8       geted school violence prevention.

9           “(d) HIRING OF ADDITIONAL PERSONNEL.—The Di-  
10      rector of the United States Secret Service may hire addi-  
11      tional personnel to comply with the requirements of this  
12      section, which, if the Director exercises that authority,  
13      shall include—

14           “(1) at least 1 employee with expertise in child  
15      psychological development; and

16           “(2) at least 1 employee with expertise in school  
17      threat assessment.

18           “(e) AUTHORIZATION OF APPROPRIATIONS.—There  
19      are authorized to be appropriated to carry out the func-  
20      tions of the Center \$10,000,000 for each of fiscal years  
21      2023 through 2026.

22           “(f) REPORT TO CONGRESS.—Not later than 2 years  
23      after the date of enactment of this section, the Director  
24      of the Secret Service shall submit to the Committee on  
25      the Judiciary and the Committee on Health, Education,

1 Labor, and Pensions of the Senate and the Committee on  
2 the Judiciary and the Committee on Education and Labor  
3 of the House of Representatives a report on actions taken  
4 by the United States Secret Service to implement provi-  
5 sions of this section, which shall include—

6           “(1) the number of employees hired (on a full-  
7 time equivalent basis);

8           “(2) the number of individuals in each State  
9 trained in threat assessment;

10           “(3) the number of school districts in each  
11 State trained in school threat assessment or targeted  
12 school violence prevention;

13           “(4) information on Federal, State, and local  
14 agencies trained or otherwise assisted by the Center;

15           “(5) a formal evaluation indicating whether the  
16 training and other assistance provided by the Center  
17 is effective;

18           “(6) a formal evaluation indicating whether the  
19 training and other assistance provided by the Center  
20 was implemented by the school;

21           “(7) a summary of the Center’s research activi-  
22 ties and findings; and

23           “(8) a strategic plan for disseminating the Cen-  
24 ter’s educational and training resources to each  
25 State.



1 “(g) DEFINITIONS.—In this section—

2 “(1) the term ‘evidence-based’ means—

3 “(A) strong evidence from at least 1 well-  
4 designed and well-implemented experimental  
5 study;

6 “(B) moderate evidence from at least 1  
7 well-designed and well-implemented quasi-exper-  
8 imental study; or

9 “(C) promising evidence from at least 1  
10 well-designed and well-implemented correla-  
11 tional study with statistical controls for selec-  
12 tion bias;

13 “(2) the term ‘local educational agency’ has the  
14 meaning given that term under section 8101 of the  
15 Elementary and Secondary Education Act of 1965  
16 (20 U.S.C. 7801); and

17 “(3) the term ‘State’ means any State of the  
18 United States, the District of Columbia, the Com-  
19 monwealth of Puerto Rico, the Virgin Islands,  
20 Guam, American Samoa, and the Commonwealth of  
21 the Northern Mariana Islands.

22 “(h) NO FUNDS TO PROVIDE FIREARMS TRAIN-  
23 ING.—None of the funds authorized to be appropriated  
24 under this section may be used to train any person in the  
25 use of a firearm.

1       “(i) NO EFFECT ON OTHER LAWS.—Nothing in this  
2 section may be construed to preclude or contradict any  
3 other provision of law authorizing training in the use of  
4 firearms.”.

5       (b) TECHNICAL AND CONFORMING AMENDMENTS.—

6           (1) Section 4 of the Presidential Threat Protec-  
7 tion Act of 2000 (18 U.S.C. 3056 note) is repealed.

8           (2) The table of sections for chapter 203 of title  
9 18, United States Code, is amended by inserting  
10 after the item relating to section 3056A the fol-  
11 lowing:

“3056B. Functions of the National Threat Assessment Center of the United  
States Secret Service.”.

12 **SEC. 26. STOP GUN CRIMINALS.**

13       (a) AMENDMENTS TO THE ARMED CAREER CRIMI-  
14 NAL ACT.—Section 924 of title 18, United States Code,  
15 is amended—

16           (1) in subsection (a)(2)—

17               (A) by striking “violates subsection” and  
18 inserting the following: “violates—

19               “(A) subsection”;

20               (B) in subparagraph (A), as so designated,  
21 by striking “(g)”;

22               (C) by striking the period at the end and  
23 inserting “; or’” and

24               (D) by adding at the end the following:

1 “(B) section 922(g) shall be—  
2 “(i) fined as provided in this title; and  
3 “(ii) except as provided in subsection  
4 (e) of this section, imprisoned not less than  
5 5 years and not more than 10 years.”;  
6 (2) in subsection (c)(1)(A)—  
7 (A) in clause (i), by striking “5 years” and  
8 inserting “7 years”;  
9 (B) in clause (ii), by striking “7 years”  
10 and inserting “10 years”; and  
11 (C) in clause (iii), by striking “10 years”  
12 and inserting “15 years”; and  
13 (3) by striking subsection (e) and inserting the  
14 following:  
15 “(e)(1) Whoever knowingly violates section 922(g)  
16 and has 3 or more previous serious felony convictions for  
17 offenses committed on occasions different from one an-  
18 other shall be fined under this title and imprisoned not  
19 less than 15 years and not more than 30 years, and, not-  
20 withstanding any other provision of law, the court shall  
21 not suspend the sentence of, or grant a probationary sen-  
22 tence to, such person with respect to the conviction under  
23 section 922(g).  
24 “(2) In this subsection—

1           “(A) the term ‘offense punishable by imprison-  
2           ment for a statutory maximum term of not less than  
3           10 years’ includes an offense (without regard to the  
4           application of any sentencing guideline, statutory  
5           criterion, or judgment that may provide for a short-  
6           er period of imprisonment within the statutory sen-  
7           tencing range) for which the statute provides for a  
8           range in the period of imprisonment that may be im-  
9           posed at sentencing the maximum term of which is  
10          not less than 10 years; and

11          “(B) the term ‘serious felony conviction’  
12          means—

13                 “(i) any conviction by a court referred to  
14                 in section 922(g)(1) for an offense that, at the  
15                 time of sentencing, was an offense punishable  
16                 by imprisonment for a statutory maximum term  
17                 of not less than 10 years; or

18                 “(ii) any group of convictions for which a  
19                 court referred to in section 922(g)(1) imposed  
20                 in the same proceeding or in consolidated pro-  
21                 ceedings a total term of imprisonment of not  
22                 less than 10 years, regardless of how many  
23                 years of that total term the defendant served in  
24                 custody.”.

25          (b) APPLICABILITY.—

1           (1) IN GENERAL.—The amendments made by  
2 this section relating to offenses committed by an in-  
3 dividual who has 3 or more previous serious felony  
4 convictions (as defined in subsection (e) of section  
5 924 of title 18, United States Code, as amended by  
6 this section) shall apply to any offense committed  
7 after the date of enactment of this Act by an indi-  
8 vidual who, on the date on which the offense is com-  
9 mitted, has 3 or more previous serious felony convic-  
10 tions.

11           (2) RULE OF CONSTRUCTION.—This section  
12 and the amendments made by this section shall not  
13 be construed to create any right to challenge a sen-  
14 tence imposed under subsection (e) of section 924 of  
15 title 18, United States Code.

16 **SEC. 27. AMENDMENTS TO ENHANCE CERTAIN PENALTIES.**

17 Section 924 of title 18, United States Code, is  
18 amended—

19           (1) by striking subsection (i) and inserting the  
20 following:

21           “(1)(A) A person who knowingly violates sec-  
22 tion 922(u), or attempts to do so, shall be fined  
23 under this title, imprisoned not more than 20 years,  
24 or both.

1           “(B) In the case of a violation described in sub-  
2 paragraph (A) that occurs during the commission  
3 of—

4                   “(i) a burglary, the term of imprisonment  
5 shall be not less than 3 years; or

6                   “(ii) a robbery, the term of imprisonment  
7 shall be not less than 5 years.

8           “(2) In this subsection—

9                   “(A) the term ‘burglary’ means the unlaw-  
10 ful entry into, or remaining in, the business  
11 premises of a licensed importer, licensed manu-  
12 facturer, or licensed dealer with the intent to  
13 commit a crime; and

14                   “(B) the term ‘robbery’ has the meaning  
15 given the term in section 1951(b).”; and

16           (2) in subsection (m), by inserting “or attempts  
17 to do so,” after “or licensed collector,”.

18 **SEC. 28. SECURING SCHOOLS.**

19           (a) IN GENERAL.—

20                   (1) APPROPRIATION.—There are authorized to  
21 be appropriated, and there are appropriated, to the  
22 Secretary of Education to carry out subpart 1 of  
23 part A of title IV of the Elementary and Secondary  
24 Education Act of 1965 (20 U.S.C. 7111),  
25 \$2,560,000,000 for fiscal years 2023 to 2032.



1 or technology, with evidence-based ef-  
2 fectiveness (to the extent the State in-  
3 volved determines that such evidence  
4 is reasonably available), which may in-  
5 clude—

6 “(aa) secured campus exter-  
7 nal gate or locked doors or check-  
8 in points;

9 “(bb) active shooter alert  
10 systems;

11 “(cc) access control;

12 “(dd) internal door locks;

13 “(ee) peepholes for class-  
14 room doors;

15 “(ff) school site alarm and  
16 protection systems;

17 “(gg) metal detectors or x-  
18 ray machines (including port-  
19 able);

20 “(hh) door locking mecha-  
21 nisms and access control doors;

22 “(ii) increased lighting on  
23 school grounds;

24 “(jj) emergency call boxes;

25 “(kk) two-way radios;



1 “(ll) emergency alerts;

2 “(mm) surveillance cameras  
3 or systems and infrastructure  
4 (such as poles and wiring);

5 “(nn) software costs and  
6 warranties;

7 “(oo) fencing and gating;  
8 and

9 “(pp) emergency generators  
10 to provide back-up power for  
11 phone systems, critical lighting,  
12 and essential outlets;

13 “(II) implementing any tech-  
14 nology or measure, or installing any  
15 infrastructure, to cover and conceal  
16 students within the school during cri-  
17 sis situations;

18 “(III) implementing technology  
19 to provide coordination with law en-  
20 forcement and notification to relevant  
21 law enforcement and first responders  
22 during such a situation, which shall  
23 include—

24 “(aa) emergency planning  
25 and preparation;

1                   “(bb) emphasis on a school  
2 safety plan with buy in from all  
3 elements of the school commu-  
4 nity, including board members,  
5 employees, students, parents, law  
6 enforcers, government and busi-  
7 ness leaders, the media, and local  
8 residents;

9                   “(cc) school implementation  
10 of threat assessment programs;

11                   “(dd) development of dis-  
12 trict-based mandatory incident  
13 reporting systems;

14                   “(ee) establishment of local  
15 school safety advisory groups (in-  
16 cluding parents, families, judges,  
17 first responders, health and  
18 human service professionals, and  
19 mental health professionals);

20                   “(ff) evidence-based training  
21 for school resource officers,  
22 school personnel, and students to  
23 prevent student violence to enable  
24 them to recognize and quickly re-  
25 spond to warning signs;



1           crease the safety of school students  
2           and staff;

3                   “(V) implementing any tech-  
4           nology or measure, or installing any  
5           infrastructure, for school safety rein-  
6           forcement, including bullet-resistant  
7           doors and windows; and

8                   “(VI) implementing any tech-  
9           nology or system that would reduce  
10          the time needed to disseminate official  
11          information to parents regarding the  
12          safety of their children during and im-  
13          mediately following a crisis;”.

14 **SEC. 29. IMPROVING SCHOOL SECURITY THROUGH THE**  
15 **COPS ON THE BEAT PROGRAM.**

16          Section 1701(b) of title I of the Omnibus Crime Con-  
17          trol and Safe Streets Act of 1968 (34 U.S.C. 10381(b))  
18          is amended—

19               (1) in paragraph (22), by striking “and” at the  
20          end;

21               (2) in paragraph (23), by striking the period at  
22          the end and inserting a semicolon; and

23               (3) by adding at the end the following:

24                   “(24) to pay salaries and expenses of school re-  
25          source officers at public, charter, and private ele-

1 elementary schools and secondary schools (as such  
2 terms are defined under section 8101 of the Elemen-  
3 tary and Secondary Education Act of 1965 (20  
4 U.S.C. 7801)); and

5 “(25) to improve physical school security at  
6 public, charter, and private elementary schools and  
7 secondary schools (as such terms are defined under  
8 section 8101 of the Elementary and Secondary Edu-  
9 cation Act of 1965 (20 U.S.C. 7801)) by obtaining  
10 security equipment to protect students in schools  
11 and equip law enforcement officers responding to  
12 school security issues and installing physical struc-  
13 ture improvements, including—

14 “(A) fencing, external gates, door locks,  
15 and check-in points, to establish a secured cam-  
16 pus;

17 “(B) active shooter alert systems;

18 “(C) access controls;

19 “(D) internal door locks;

20 “(E) school site alarm and protection sys-  
21 tems;

22 “(F) metal detector or x-ray machines (in-  
23 cluding portable machines);

24 “(G) ballistic safety equipment for schools  
25 and responding law enforcement officers;

1                   “(H) increased lighting on school grounds;  
2                   “(I) emergency call boxes;  
3                   “(J) two-way radios;  
4                   “(K) emergency alert systems;  
5                   “(L) surveillance cameras or systems, in-  
6                   cluding infrastructure for such systems such as  
7                   poles and wiring;  
8                   “(M) software costs and warranties; and  
9                   “(N) emergency generators to provide  
10                  back-up power for phone systems, critical light-  
11                  ing, and essential outlets.”.

12 **SEC. 30. STUDENT MENTAL HEALTH.**

13           (a) **STUDENT ACCESS TO MENTAL HEALTH PRO-**  
14 **GRAM FUND.—**

15                   (1) **DEFINITIONS.—**In this subsection:

16                           (A) **ELIGIBLE SCHOOL.—**The term “eligi-  
17                           ble school” means a school in which the lowest  
18                           grade at the school is not lower than grade 6  
19                           and the highest grade at the school is not high-  
20                           er than grade 12.

21                           (B) **SECRETARY.—**The term “Secretary”  
22                           means the Secretary of Education.

23                   (2) **STUDENT ACCESS TO MENTAL HEALTH**  
24 **PROGRAM FUND.—**

1           (A) IN GENERAL.—From the funds made  
2 available to carry out section 2001 of the Amer-  
3 ican Rescue Plan Act of 2021 (20 U.S.C. 3401  
4 note), \$10,000,000,000 shall be transferred to  
5 establish the “Student Access to Mental Health  
6 Program Fund”, to remain available through  
7 September 30, 2031. The Secretary shall use  
8 amounts available in such Fund to award  
9 grants to States, from allocations under sub-  
10 paragraph (B), to enable the States to support  
11 the salary of a mental health professional in eli-  
12 gible schools located in the State.

13           (B) ALLOCATION.—From the amounts  
14 available in the Fund established under sub-  
15 paragraph (A), the Secretary shall make an al-  
16 location to each State in the same proportion as  
17 the number of eligible schools located in the  
18 State.

19           (C) PARTNERSHIP.—

20           (i) IN GENERAL.—A State awarded a  
21 grant under this subsection shall comply  
22 with the following:

23           (I) The State shall use the grant  
24 funds to cover the cost of the salary,  
25 which shall be not more than \$55,000,

1 for 10 years for a mental health pro-  
2 fessional to serve eligible schools lo-  
3 cated in the State. Such mental health  
4 professional shall serve not more than  
5 5 eligible schools in any school year by  
6 rotating among the schools for not  
7 less than 1 day a week at each such  
8 school.

9 (II) The State shall expend non-  
10 Federal funds to pay for the other  
11 costs of recruitment, training, and  
12 benefits for each such mental health  
13 professional, and any other expenses  
14 related to such employment.

15 (ii) CONDITIONS OF GRANTS.—A  
16 State awarded a grant under this sub-  
17 section shall require that each eligible  
18 school served by the grant—

19 (I) provide to the parents of any  
20 student enrolled in the school who has  
21 not reached age 19 who meets with a  
22 mental health professional employed  
23 at the school with all counseling  
24 records and mental health assess-  
25 ments for such student;



1 (II) not teach Critical Race The-  
2 ory or include Critical Race Theory in  
3 any school program; and

4 (III) not advocate for abortion or  
5 abortion services in any form.

6 (b) FUNDS FOR PROGRAMS.—The unobligated bal-  
7 ance of funds made available to carry out sections 2021  
8 and 6002 of the American Rescue Plan Act of 2021 (Pub-  
9 lic Law 117–2) shall be transferred to, and evenly divided  
10 among, the following programs:

11 (1) Project AWARE State Educational Agency  
12 Grant Program carried out by the Secretary of  
13 Health and Human Services.

14 (2) Student Support and Academic Enrichment  
15 Grant Program carried out by the Secretary of Edu-  
16 cation.

17 (3) Community Mental Health Services Block  
18 Grant Program carried out by the Secretary of  
19 Health and Human Services.

20 (4) Children’s Mental Health Initiative of the  
21 Substance Abuse and Mental Health Services Ad-  
22 ministration.

23 (c) BEST PRACTICES.—

24 (1) ESEA DEFINITIONS.—In this subsection,  
25 the terms “elementary school” and “secondary

1 school” have the meanings given the terms in section  
2 8101 of the Elementary and Secondary Education  
3 Act of 1965 (20 U.S.C. 7801).

4 (2) DEVELOPMENT AND DISSEMINATION OF  
5 BEST PRACTICES .—Not later than 1 year after the  
6 date of enactment of this Act, the Administrator of  
7 the Substance Abuse and Mental Health Services  
8 Administration, the Secretary of Health and Human  
9 Services, and the Secretary of Education shall work  
10 in consultation to—

11 (A) develop best practices for identifying  
12 warning signs of mental health problems with  
13 students and identify warning signs for teachers  
14 and administrator that a student is at high-risk  
15 for violence, specifically for a mass shooting;

16 (B) develop best practices for identifying  
17 warning signs of mental health problems with  
18 children and identify warning signs for individ-  
19 uals who work at a social service agency that a  
20 child under the age of 18 is at high-risk for vio-  
21 lence, specifically for a mass shooting; and

22 (C) disseminate the best practices devel-  
23 oped under subparagraphs (A) and (B) to each  
24 elementary school and secondary school in the  
25 United States, and publish the best practices on

1 a publicly accessible website of the Department  
2 of Education and the Substance Abuse and  
3 Mental Health Services Administration.

4 (d) GAO STUDY.—

5 (1) IN GENERAL.—The Comptroller General of  
6 the United States shall conduct a study on how  
7 many elementary schools and secondary schools in  
8 the United States have a mental health provider for  
9 students, how many students take advantage of the  
10 mental health services, the main causes for students  
11 to access the services.

12 (2) ESEA DEFINITIONS.—In this subsection,  
13 the terms “elementary school” and “secondary  
14 school” have the meanings given the terms in section  
15 8101 of the Elementary and Secondary Education  
16 Act of 1965 (20 U.S.C. 7801).

17 **SEC. 31. AUTHORIZATION AND APPROPRIATIONS OF**  
18 **FUNDS.**

19 The unobligated balance of funds made available to  
20 carry out section 18003 of division B of the CARES Act  
21 (Public Law 116–136; 134 Stat. 565), section 313 of the  
22 Coronavirus Response and Relief Supplemental Appro-  
23 priations Act, 2021 (division M of Public Law 116–260;  
24 134 Stat. 1929), and section 2001 of the American Rescue  
25 Plan Act of 2021 (20 U.S.C. 3401 note) shall be trans-

1 ferred to the Secretary to be used to carry out this Act  
2 in an amount not to exceed \$38,000,000,000.

3 **SEC. 32. NO FEDERAL FUNDING FOR ABORTIONS.**

4 (a) IN GENERAL.—No funds authorized or appro-  
5 priated by this act, and none of the funds in any trust  
6 fund to which funds are authorized or appropriated by this  
7 act, shall be expended for any abortion or counseling that  
8 results in encouraging, facilitating, or referral for an abor-  
9 tion.

10 (b) HEALTH BENEFITS COVERAGE.—No funds au-  
11 thorized or appropriated by this act, and none of the funds  
12 in any trust fund to which funds are authorized or appro-  
13 priated this act, shall be expended for health benefits cov-  
14 erage that includes coverage of abortion.

15 (c) EXCEPTIONS.—The limitations established in  
16 paragraphs (a) and (b) shall not apply to an abortion—

17 (1) if the pregnancy is the result of an act of  
18 rape or incest; or

19 (2) in the case where a woman suffers from a  
20 physical disorder, physical injury, or physical illness,  
21 including a life-endangering physical condition  
22 caused by or arising from the pregnancy itself, that  
23 would, as certified by a physician, place the woman  
24 in danger of death unless an abortion is performed.