

118TH CONGRESS  
1ST SESSION

# H. R. 4158

To require the Financial Crimes Enforcement Network to issue an advisory about how homegrown violent extremists and other perpetrators of domestic terrorism procure firearms and firearm accessories, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2023

Ms. DEAN of Pennsylvania (for herself and Ms. WEXTON) introduced the following bill; which was referred to the Committee on Financial Services

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## A BILL

To require the Financial Crimes Enforcement Network to issue an advisory about how homegrown violent extremists and other perpetrators of domestic terrorism procure firearms and firearm accessories, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Gun Violence Preven-  
5 tion Through Financial Intelligence Act”.

6 **SEC. 2. ADVISORY ON THE PROCUREMENT OF FIREARMS**  
7 **AND FIREARM ACCESSORIES.**

8 (a) **DEFINITIONS.**—In this section:

1           (1) DOMESTIC TERRORISM.—The term “domes-  
2           tic terrorism” has the meaning given the term in  
3           section 2331 of title 18, United States Code.

4           (2) FINCEN.—The term “FinCEN” means the  
5           Financial Crimes Enforcement Network.

6           (3) FINANCIAL INSTITUTION.—The term “fi-  
7           nancial institution” has the meaning given the term  
8           in section 5312(a) of title 31, United States Code.

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

12         (b) REQUEST FOR INFORMATION.—

13           (1) IN GENERAL.— Not later than 1 year after  
14          the date of enactment of this Act, FinCEN shall re-  
15          quest information from financial institutions for the  
16          purpose of developing an advisory about the identi-  
17          fication and reporting of suspicious activity relating  
18          to—

19                   (A) how homegrown violent extremists and  
20                   perpetrators of domestic terrorism procure fire-  
21                   arms and firearm accessories for the purpose of  
22                   carrying out lone actor or lone wolf acts of ter-  
23                   ror within the United States; and

1 (B) the ways in which the firearms market  
2 in the United States is exploited to facilitate  
3 gun violence in the United States.

4 (2) APPLICATION OF SECTION 5318(g) OF  
5 TITLE 31.—Section 5318(g) of title 31, United  
6 States Code, shall apply to a request for information  
7 from a financial institution by FinCEN under para-  
8 graph (1) in the same manner that section applies  
9 to a requirement by the Secretary of the Treasury  
10 of a financial institution to report a suspicious  
11 transaction under that section.

12 (3) TAILORING.—In requesting information  
13 from a financial institution under paragraph (1),  
14 FinCEN shall consider the size of the financial insti-  
15 tution and tailor the request accordingly.

16 (4) CONSULTATION.—Before requesting infor-  
17 mation from a financial institution under paragraph  
18 (1), FinCEN shall consult, with respect to the na-  
19 ture of the request, with—

20 (A) the Director of the Federal Bureau of  
21 Investigation;

22 (B) the Director of the Bureau of Alcohol,  
23 Tobacco, Firearms and Explosives of the De-  
24 partment of Justice; and

1 (C) sellers of firearms and firearm acces-  
2 sories.

3 (c) ADVISORY.—

4 (1) SUFFICIENT INFORMATION COLLECTED.—  
5 Not later than 540 days after the date of enactment  
6 of this Act, if FinCEN determines that the informa-  
7 tion collected under subsection (b)(1) is sufficient to  
8 develop the advisory described in that subsection,  
9 FinCEN shall issue the advisory.

10 (2) INSUFFICIENT INFORMATION COL-  
11 LECTED.—Not later than 540 days after the date of  
12 enactment of this Act, if FinCEN determines that  
13 the information collected under subsection (b)(1) is  
14 not sufficient to develop the advisory described in  
15 that subsection, FinCEN shall submit to the Com-  
16 mittee on Banking, Housing, and Urban Affairs of  
17 the Senate and the Committee on Financial Services  
18 of the House of Representatives a report that de-  
19 scribes—

20 (A) the type of information collected under  
21 subsection (b)(1);

22 (B) the methodology used to collect such  
23 information;

24 (C) the degree to which financial institu-  
25 tions provided information requested;

1           (D) why such information is not sufficient  
2           to develop the advisory described in subsection  
3           (b)(1); and

4           (E) any barriers to obtaining the informa-  
5           tion that is required to develop the advisory de-  
6           scribed in subsection (b)(1).

7           (d) RULEMAKING.—Not later than 90 days after the  
8           date of enactment of this Act, FinCEN, in consultation  
9           with the Director of the Federal Bureau of Investigation  
10          and the Director of the Bureau of Alcohol, Tobacco, Fire-  
11          arms, and Explosives of the Department of Justice, shall  
12          promulgate a rule that defines the following terms for the  
13          purpose of this section:

- 14           (1) Firearm accessory.  
15           (2) Homegrown violent extremist.  
16           (3) Lone wolf.  
17           (4) Lone actor.

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