

of this Act to the Code, see Short Title of 1968 Act note set out under section 10101 of this title and Tables.

#### CODIFICATION

Section was formerly classified to section 14601 of Title 42, The Public Health and Welfare, prior to editorial reclassification and renumbering as this section.

#### AMENDMENTS

2018—Subsec. (a)(3)(C) to (F). Pub. L. 115-141, §604(a)(1), added subpar. (C) and redesignated former subpars. (C) to (E) as (D) to (F), respectively.

Subsec. (b)(6). Pub. L. 115-141, §604(a)(2), substituted “section 40901(b) of this title” for “section 103(b) of the Brady Handgun Violence Prevention Act (18 U.S.C. 922 note)” and inserted before semicolon at end “, including through increased efforts to pre-validate the contents of felony conviction records and domestic violence records to expedite eligibility determinations, and measures and resources necessary to establish and achieve compliance with an implementation plan under section 40917 of this title”.

Subsec. (d). Pub. L. 115-141, §604(a)(3), inserted “the State has achieved compliance with an implementation plan under section 40917 of this title or” after “unless”.

Subsec. (e)(1). Pub. L. 115-141, §604(a)(4), substituted “2018 through 2022” for “2002 through 2007”.

2006—Subsec. (c)(2)(G). Pub. L. 109-162 substituted “such as the Edward Byrne Justice Assistance Grant Program and the M.O.R.E. program” for “such as the Local Law Enforcement Block Grant program (described under the heading ‘Violent Crime Reduction Programs, State and Local Law Enforcement Assistance’ of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1998 (Public Law 105-119)) and the M.O.R.E. program”.

2001—Subsec. (b)(18). Pub. L. 107-56, §1015(1), added par. (18).

Subsec. (e)(1). Pub. L. 107-56, §1015(2), substituted “this section \$250,000,000 for each of fiscal years 2002 through 2007” for “this section \$250,000,000 for each of fiscal years 1999 through 2003”.

2000—Subsec. (b)(17). Pub. L. 106-177 added par. (17).

Subsec. (e)(2)(B) to (D). Pub. L. 106-561 inserted “and” after semicolon in subpar. (B), redesignated subpar. (D) as (C), and struck out former subpar. (C) which read as follows: “not less than 20 percent shall be used by the Attorney General for the purposes described in paragraph (11) of subsection (b); and”.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2006 AMENDMENT

Amendment by Pub. L. 109-162 applicable with respect to the first fiscal year beginning after Jan. 5, 2006, and each fiscal year thereafter, see section 1111(d) of Pub. L. 109-162, set out as a note under section 10151 of this title.

#### § 40302. Funding for improvement of criminal records

##### (1) Grants for the improvement of criminal records

The Attorney General, through the Bureau of Justice Statistics, shall, subject to appropriations and with preference to States that, as of March 23, 2018, have the lowest percent currency of case dispositions in computerized criminal history files and that will utilize funding under this subsection to prioritize the identification and transmittal of felony conviction records and domestic violence records, make a grant to each State to be used—

(A) for the creation of a computerized criminal history record system or improvement of an existing system;

(B) to improve accessibility to the national instant criminal background system;

(C) to assist the State in the transmittal of criminal records to the national system; and

(D) to establish and achieve compliance with an implementation plan under section 40917 of this title.

##### (2) Authorization of appropriations

There are authorized to be appropriated for grants under paragraph (1) a total of \$200,000,000 for fiscal year 1994 and all fiscal years thereafter.

(Pub. L. 103-159, title I, §106(b), Nov. 30, 1993, 107 Stat. 1544; Pub. L. 103-322, title XXI, §210603(b), Sept. 13, 1994, 108 Stat. 2074; Pub. L. 104-294, title VI, §603(i)(1), Oct. 11, 1996, 110 Stat. 3504; Pub. L. 115-141, div. S, title VI, §604(b), Mar. 23, 2018, 132 Stat. 1136.)

#### Editorial Notes

##### CODIFICATION

Section is comprised of subsec. (b) of section 106 of Pub. L. 103-159. Subsec. (a) of section 106 of Pub. L. 103-159 amended former section 3759 of Title 42, The Public Health and Welfare.

Section was enacted as part of the Brady Handgun Violence Prevention Act and not as part of the Crime Identification Technology Act of 1998 which comprises this subchapter.

Section was formerly classified as a note under section 922 of Title 18, Crimes and Criminal Procedure, prior to editorial reclassification and renumbering as this section.

##### AMENDMENTS

2018—Par. (1). Pub. L. 115-141, §604(b)(1), in introductory provisions, substituted “, as of March 23, 2018,” for “as of November 30, 1993,” and “files and that will utilize funding under this subsection to prioritize the identification and transmittal of felony conviction records and domestic violence records,” for “files.”

Par. (1)(C). Pub. L. 115-141, §604(b)(3)(A), struck out “upon establishment of the national system,” before “to assist the State”.

Par. (1)(D). Pub. L. 115-141, §604(b)(2), (3)(B), (4), added subpar. (D).

1996—Par. (2). Pub. L. 104-294, §603(i)(1), amended directory language of Pub. L. 103-322, §210603(b). See 1994 Amendment note below.

1994—Par. (2). Pub. L. 103-322, §210603(b), as amended by Pub. L. 104-294, §603(i)(1), struck out “, which may be appropriated from the Violent Crime Reduction Trust Fund established by section 1115 of title 31, United States Code,” after “grants under paragraph (1)”.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 1996 AMENDMENT

Pub. L. 104-294, title VI, §603(i)(2), Oct. 11, 1996, 110 Stat. 3504, provided that: “The amendment made by paragraph (1) [amending section 210603(b) of Pub. L. 103-322, which amended this section and section 40901 of this title] shall take effect as if the amendment had been included in section 210603(b) of the Act referred to in paragraph (1) [Pub. L. 103-322] on the date of the enactment of such Act [Sept. 13, 1994].”

#### SUBCHAPTER II—EXCHANGE OF CRIMINAL HISTORY RECORDS FOR NONCRIMINAL JUSTICE PURPOSES

##### § 40311. Findings

Congress finds that—