



## Fiscal Estimate Narratives

CTS 12/15/2021

LRB Number	21-4764/1	Introduction Number	AB-0637	Estimate Type	Original
<b>Description</b> Background checks requirement before transfers of firearms and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

Current law provides that a federally licensed firearms dealer may not transfer a handgun after a sale until the dealer has performed a background check on the prospective transferee to determine if he or she is prohibited from possessing a firearm.

This bill would generally prohibit a person from transferring any firearm, including the frame or receiver of a firearm, unless the transfer occurs through a federally licensed firearms dealer and involves a background check of the prospective transferee. Under the bill, the following are excepted from that prohibition: a transfer to a firearms dealer or to a law enforcement or armed services agency; a transfer of a firearm classified as antique; a transfer for no more than 14 days for the purpose of hunting or target shooting that involves no more than nominal consideration; or a transfer that is by gift, bequest, or inheritance to a family member. A person who is convicted of violating the prohibition is guilty of a misdemeanor and must be fined not less than \$500 nor more than \$10,000, may be imprisoned for not more than nine months, and may not possess a firearm for a period of two years.

The fiscal impact is indeterminate because it is difficult to predict how many individuals would be charged with the violations as a result of the new penalties. An increase in caseload could increase costs. In addition, the statutory tables would need to be updated to reflect the change in penalties.

### Long-Range Fiscal Implications