



# 131st MAINE LEGISLATURE

LD 168

LR 8(02)

## An Act Regarding Criminal Background Checks for the Sale, Transfer or Exchange of Firearms

**Fiscal Note for Bill as Amended by Committee Amendment " "**

**Committee: Criminal Justice and Public Safety**

**Fiscal Note Required: Yes**

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### Fiscal Note

Potential federal impact on the state  
Minor cost increase - General Fund  
Minor revenue increase - General Fund  
Minor revenue increase - Other Special Revenue Funds

#### Correctional and Judicial Impact Statements

Establishes civil violations. The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time.

The collection of additional fine revenue will increase General Fund and dedicated revenue by minor amounts.

#### Fiscal Detail and Notes

The bill allows for a private party gun sale to be facilitated by a federally licensed firearms dealer or through a law enforcement background check. Firearms background checks are performed by dealers through the FBI's National Instant Criminal Background Check system (NICS). According to the Department of Public Safety, the use of NICS is not allowed for this purpose, therefore the department would be precluded from complying with this bill under federal regulations. It is unclear what the federal ramifications would be for noncompliance with federal NICS use.