

SUBJECT: Universal Background Checks for Firearm Purchases and Transfers  
SUBMITTED BY: Michigan Association of Osteopathic Family Physicians  
REFERRED TO: 2018 ACOFP Congress of Delegates

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RESOLUTION NO. 20

- 1 WHEREAS, the Gun Control Act (GCA) of 1968 mandated that individual and corporate firearms dealers have  
2 a Federal Firearms License (FFL); and
- 3 WHEREAS, the Brady Handgun Violence Prevention Act, enacted in 1993 and implemented by the Federal  
4 Bureau of Investigations in 1998, requires background checks via the National Instant Criminal  
5 Background Check System (NICS) on sales conducted by licensed dealers who hold Federal Firearms  
6 Licenses (FFL); and
- 7 WHEREAS, neither act requires private, “unlicensed” dealers to perform background checks, such as  
8 intrastate firearm transfers from private parties who do not hold Federal Firearms Licenses (FFL);  
9 and
- 10 WHEREAS, sections 922(g)[16] and (n)[17] of the Gun Control Act (GCA), prohibit certain persons from  
11 shipping or transporting any firearm or ammunition in interstate or foreign commerce; receiving any  
12 firearm or ammunition that has been shipped or transported in interstate or foreign commerce; and
- 13 WHEREAS, a prohibited person is one who has been convicted in any court of a crime punishable by  
14 imprisonment for a term exceeding one year; is under indictment for a crime punishable by  
15 imprisonment for a term exceeding one year; is a fugitive from justice; is an unlawful user of or  
16 addicted to any controlled substance; has been adjudicated as a mental defective or committed to a  
17 mental institution; is illegally or unlawfully in the United States; has been discharged from the Armed  
18 Forces under dishonorable conditions; having been a citizen of the United States, has renounced U.S.  
19 citizenship; is subject to a court order that restrains the person from harassing, stalking, or  
20 threatening an intimate partner or child of such intimate partner; has been convicted in any court of a  
21 “misdemeanor crime of domestic violence”, a defined term in 18 U.S.C. 921(a)(33); now, therefore let  
22 it be
- 23 RESOLVED, that the American College of Osteopathic Family Physicians (ACOFP) support enactment and  
24 enforcement of firearm legislation that requires universal background checks of all individuals  
25 requesting gun sales or transfers conducted by private, “unlicensed” dealers in order to increase  
26 safety and security related to firearm sales.

FINAL ACTION: REFERRED TO ACOFP PUBLIC HEALTH AND WELLNESS COMMITTEE as of MARCH 22, 2018

## References:

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