SB 941 would require individuals to appear before a gun dealer to request a criminal background check prior to privately transferring a firearm, absent limited exceptions. Transfers include, but are not limited to, sales, gifts, loans and leases. Failure to comply with this mandate could result in stiff penalties and possible loss of an individual's right to keep and bear arms.

So-called "universal" background checks do nothing to reduce violent crime, and only affect law-abiding gun owners by imposing cumbersome mandates and restrictions on the lawful purchase and possession of firearms. Criminals, by definition, do not follow the law and do not subject themselves to gun control schemes or background checks. It is already illegal to knowingly sell or transfer a firearm to someone classified as a prohibited person, and is a felony for a prohibited person to buy, own or possess a firearm. This is an ineffective and unenforceable piece of legislation that will only impact the law abiding.

SB 941, like many other gun control schemes, is a step towards the full registration of firearms. In January 2013, the Department of Justice said that background checks on all firearm transfers "depends on…requiring gun registration."

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