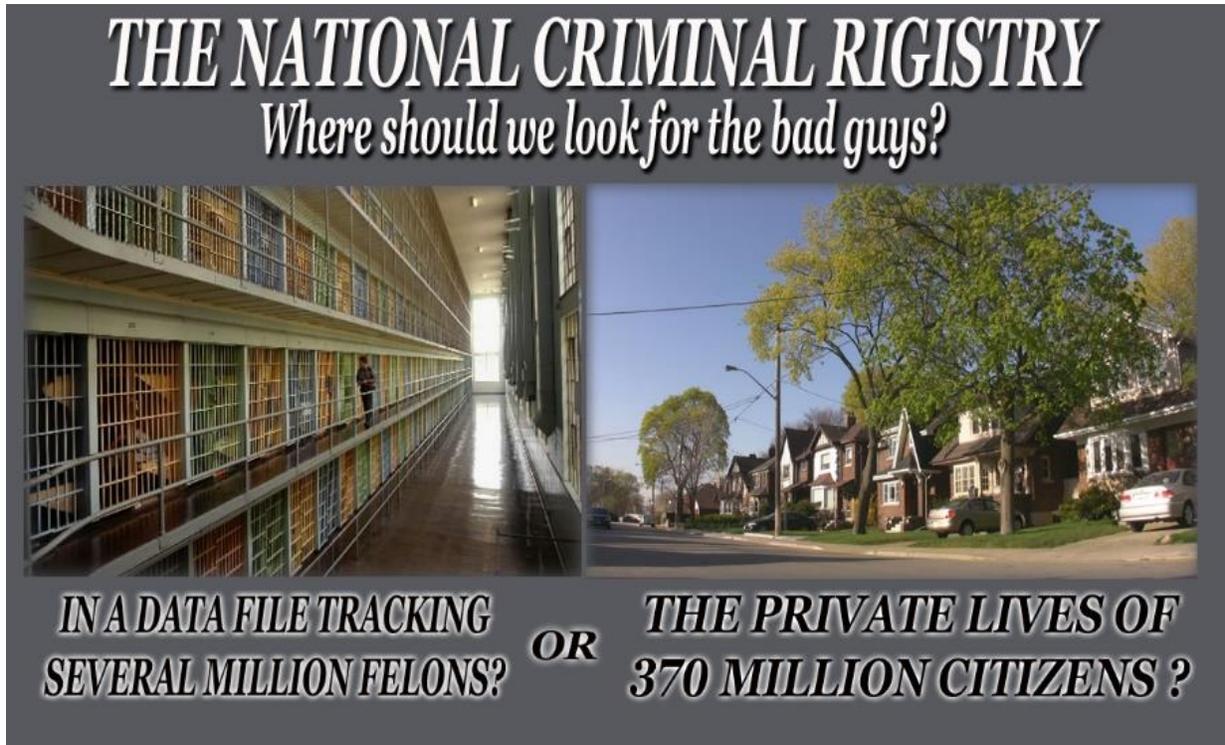


***DO BACKGROUND CHECKS  
LOOK FOR BAD GUYS  
OR  
INTIMADATE GOOD GUYS?***



January 4, 2017~ TPATH~ For years many people on both sides of the gun control issue have taken various positions on the need and extent for background checks as related to the ability to legally purchase firearms. No responsible person, even the staunchest supporter of the Second Amendment, wants to see criminals purchasing firearms. Hence, many in the past, including myself have acquiesced to the need for background checks.

**Background Checks Need to End**

As usual with government employees and liberal bureaucrats, the background check system has become just another way to intrude on the privacy rights of law abiding citizens and is fraught with corruption, delays and other shenanigans.

For over a year now the SAPP Group has been working on something that in its concept is so simple and so easily implemented it is difficult to believe it has not been created and implemented. That is until you understand that controlling criminal gun

ownership is not now nor has it ever been the agenda of the left wing establishment. It's people control that drives them, not gun control.

Our thinking was this: why investigate law abiding citizens, subject them to intrusions into their personal lives when it's criminals who should be tracked and checked? The government has the resources and the ability to keep detailed records of criminals and the criminally insane. Our proposed system will be vastly more effective in preventing sales of firearms to criminals and will keep government snoops out of our homes and our lives.

### **THE NATIONAL CRIMINAL REGISTRY ACT**

The SAPP Group is proposing a simple, effective and relatively inexpensive solution which would make it nearly impossible for convicted felons and the dangerously insane to legally purchase firearms through licensed dealers or at gun shows. This, is it not, is the supposed purpose of background checks?

This proposal was formulated into a legislative act which would have, if adopted, solved the messy, over complicated and clearly ineffective background check systems now in use across the country. At the time we originally proposed this legislation, which we call the ***National Criminal Registry Act (NCRA)***, we were deeply involved with the still ongoing Federal law suit, Purpura v. Christie, et al.

We believe that now is the time to introduce this bill and try to get as much support from the people, legislators, congressmen and senators as possible. During the time that we first floated this concept we asked for critiques and suggestions as to what could be done to make our proposed legislation more effective while not infringing on the rights of law abiding citizens. We received plenty of ideas as well as a few complaints and warnings from many great Americans, such as members of gun clubs, that fantastic group of people at the NJ Gun Forum website and others from across the country.

As a result the original NCRA is now in the process of being revised and will incorporate the many great ideas and suggestions we received. When it is complete we will post it on the SAPP pages of TPATH, offer it to the Trump Administration and the newly formed Republican Second Amendment Caucus. We will ask help from our readers to assist us in getting this bill into Congress.

Here is a synopsis describing in as much detail as we feel is necessary to make sure that the many points covered will be understood. The Bill itself will be much more deeply detailed. Also, after reading this or the NCRA when we post it, please feel free to offer any views or ideas you might have, and if viable, we will do our best to incorporate them into the final Bill before we present it to Trump and the Congress.

## **Descriptive Summary and Exposition of the Proposed NCRA:**

Those of us who have been active in fighting the left's war against the Second Amendment know very well that their goal is not gun safety, people safety or secure neighborhoods. We know their goal is intimidation and people control. Nothing more, nothing less. While these progressives understand that there is a legal method for changing the Constitution they know full well that that process, relating to our Bill of Rights, would fail.

As a result they have been undermining the Second Amendment by engaging in unconstitutional legislation, judicial complicity and administrative enforcement. The SAPP Group does not dwell in a dream world here. We anticipate that the left will not in any way support this legislation. Our efforts must be directed at conservatives and elected officials. Getting them on board will be our only path to enacting the NCRA.

In support of the remarks made above it is important that some data be given which has been garnered from the FBI website and various state and county court documents. We will not supply links and other additional material here because it will make this already long presentation even longer. But this information is indisputable and available with simple searches of the web.

1. Over 80% of gun crimes are plea bargained away if they were committed during the act of a more serious crime. In other words no penalty for breaking gun control laws.
2. Persons convicted of crimes committed using an illegal firearm are more likely to be paroled or released early than most crimes of the white collar nature.
3. More than 65% of criminals convicted of gun violence and released early are re-incarcerated within 18 months of their release. Many after seriously injuring or killing people.

This data serves as proof of the statement above which declares the left has little concern for the safety of society. Whether they would ever admit it to even themselves they probably think that the deaths caused by released criminals, if they occurred by use of a firearm, would aid them in their ultimate goal of disarming all the people. That is, except for themselves or their body guards. In other words they know the criminals can't be disarmed but they can be used as the catalyst to initiate the disarming of law abiding citizens. It really is no more complicated than that.

On the legal side of gun ownership the percentage of legally owned firearms which are used to commit crimes is so minuscule that the percentage is almost too small to comprehend. Except for suicides, which technically are crimes, the percentage of legal firearms, used in crimes, has for the past 10 years been at about .007%. The liberals always include the suicide count in their statistics. Not difficult to understand why

when you see the percentage without using that stat. So unless you are planning on a quick exit from this world, legal firearms harbor just about zero threat to you.

### **CREATING A NATIONAL DATA BASE**

It is no secret that the Federal Government already maintains a national database where they try to keep track of criminals and criminal prosecutions and convictions. It would take very little effort and adaptation to morph that system into the ***National Criminal Registry*** and it could be done without interfering with the existing database.

This existing federal system is one avenue that is used to do “background checks” on individuals wanting to purchase a firearm. It was supposed to be “instantaneous” but since background checks do not end with that search, it is anything but instantaneous. Hours, days and sometimes weeks go by while awaiting some government employee to get to a complete the extensive and intrusive background check.

This ridiculous waste of time and resources is done in spite of and after the fact that the state in many cases, had already done this check prior to issuing a permit. There is a better way. It is called the NCRA which will effectively combine all criminal activity, convictions and adjudications into one, easily searched data base. One that will hold only the names of those who have lost their right to own or purchase a firearm.

The NCRA does not violate the privacy of a purchaser. It does not allow government snooping into our lives and prevents the misuse of information that potential gun buyers must at this time, provide. How simple is it? If your name is not in the NCR you are instantly permitted to purchase a firearm.

### **HOW WILL IT WORK?**

All Court systems in each state will setup an automatic program where the counties will be able to report felony convictions. (Most states already have such a system.) The state court system will be connected to the ***National Criminal Registry*** and every new entry or conviction will be automatically uploaded. There will be another category for individuals who have been adjudicated as dangerously insane. These names will also be automatically uploaded to the NCR.

### **PARTICIPATION, PROCEDURES AND PENALTIES**

1. Once passed into law all states and the District of Columbia will be required to contribute to and employ the NCR system. If a state fails to comply with data updating requirements that state may become liable to penalties and fines.
2. 50% of cost of the NCR will be paid for by federal government with the other 50% being paid for by the participating states in ratio to their population.
3. Only convicted felons or the dangerously unstable will be in the NCR.
4. Since there does not exist a well-defined or judicial action concerning who might be a threat and that many people have been put on the Terror Watch List without

due process as a result of political or other malicious intentions, those people will not be in the NCR without due process and a court order signed by a judge.

5. Every licensed firearms dealer and authorized gun show proprietor will have access to the search process of the NCR. There will be no cost for that access or for any searches performed.
6. Once the search is performed for a potential firearm purchase and that search returns a negative result (in other words the buyer is not in the system), the buyer's name will not be recorded but the dealer's search will be and a firearm purchase will be allowed.
7. If a buyer's name comes back positive (he or she is in the system) the dealer will inform him or her of such status. The system will record that search but will issue no summons or arrest citation for the first effort.
8. If there are additional purchase efforts by individuals in the NCR, the program will notify the state court system where the attempted illegal purchase was made. That state will issue a summons or arrest warrant and prosecute that individual consistent with the laws of that state.
9. If a purchase request returns a positive hit and the potential buyer feels that he is unfairly in the NCR system, the dealer will provide him with a contact number where he can challenge his status.
10. The penalty for giving the licensed dealer wrong information with the intent of deceiving the NCR will be a federal crime punishable by yet to be set penalties. Steep fines and or imprisonment is suggested.
11. To prevent any unauthorized purchases of firearms, participating states will be required to setup automatic updating of felony convictions into the NCR which could very easily be linked with their own record keeping systems.
12. Any person or entity who uses the NCR for any purpose other than the intended purpose shall be guilty of a federal crime for which penalties will be later set by Congress.
13. There will be a review process for any person who has been added to NCR and who believes he should not have been placed in it. There will be created a NCR Review Committee made up of 6 congressmen appointed by that committee's Chairman who will be appointed by the Speaker of the House. A tie vote is all that will be required to get removed from the NCR.