



LAW ENFORCEMENT INFORMATION NETWORK Expanded Outreach for NICS Under 21 Enhanced Firearm Background Checks

This correspondence is being distributed to authorized Law Enforcement Information Network (LEIN) user agencies to announce expanded outreach efforts related to the National Instant Criminal Background Check System (NICS) Under 21 Enhanced Firearms Background Checks, pursuant to the [Bipartisan Safer Communities Act of 2022](#).

Signed into law on June 25, 2022, the Bipartisan Safer Communities Act of 2022, Public Law 117-159, requires the Federal Bureau of Investigation (FBI) NICS Section to conduct enhanced firearm background checks for NICS background checks initiated by a federal firearms licensee when the potential firearms purchaser is under the age of 21 (between 18 and 20 years old).

The purpose of the enhanced firearm background check is to determine if the person has any juvenile criminal/delinquency information, or juvenile mental health adjudications or commitments, that would disqualify the purchaser under [Title 18 United States Code \(U.S.C.\), Part I, Chapter 44, Sections 922\(g\) and \(n\)](#).

By statute, the NICS Section has three business days to determine whether cause exists to further investigate if a possible disqualifying juvenile record exists. If cause is established, the NICS Section may extend the background check up to ten business days to conduct research and make a determination.

Beginning January 3, 2023, as a part of the enhanced background check procedure, the NICS Section will begin sending requests for juvenile criminal or mental health information to Michigan probate and juvenile courts. Requests will be in the form of an email addressed to the designated points of contact based on the city, state, and zip code combination of the attempted purchaser's home address (example email message below).

It is imperative that courts conduct the necessary research (i.e., check of local case management system, other internal documentation, etc.) and respond to the [NICS Section](#) within three business days of receiving a request. The NICS Section will research all information provided to determine whether a [federal firearms prohibition](#) exists.

Examples of information that should be provided to the NICS Section include, but are not limited to:

- An inference of illegal drug use as a juvenile in the past year.
- Active Personal Protection Order (PPO) as a juvenile that meets the 922(g)(8) prohibitor.

- Information that might lead to a mental health adjudication as a juvenile (involuntary commitment for treatment, adjudicated danger to self or others, etc.).

Questions regarding this correspondence should be directed to the LEIN Field Services Unit at 517-241-0667, or by email at mspleinfss@michigan.gov.

Example request for information from the NICS Section:

In accordance with the Bipartisan Safer Communities Act, when individuals under 21 years of age seek the transfer of a firearm through a federal firearms licensee, the FBI's National Instant Criminal Background Check System (NICS) Section is required to contact your agency for information. We are primarily reaching out to you seeking relevant *juvenile* information on the subject below. However, if you have knowledge of or possess *any* information that could impact the subject's eligibility to receive a firearm, we request you provide such information as well or make us aware by emailing NICS_U21@fbi.gov.

Please respond to this request within three business days, including the NICS Transaction Number (NTN) listed below. Please indicate whether your agency does/does not possess prohibiting information or whether your agency has knowledge of potentially prohibiting information.

Name Last, First M	NTN
Sex	
Race	
Date of Birth	
Place of Birth	
Height	Weight
Social Security Number	
Residence Address:	

The types of information you may possess include, but are not limited to, an inference of drug use within the past year, active warrants, active protection orders, pending or convicted criminal cases, or mental health adjudications. If a mental health adjudication is located and cannot be shared directly with the NICS Section, please indicate this in your email response. If you have questions regarding this request, please provide a name and phone number and the NICS Section will contact your agency for further discussion.