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# ATF'S FIREARM REGULATIONS UPDATED

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- FIREARM LAWS AND REGULATIONS
- UPDATED FOR 2019



## FIREARMS AND FEDERAL LAW: THE GUN CONTROL ACT OF 1968

FRANKLIN S. DIXON\*

In 1968, after five years of debate on firearms control, Congress passed a Gun Control Act designed to "provide support to Federal, State, and local law enforcement officials in their fight against crime and violence."<sup>1</sup> This paper reports on an effort to study the impact of the Gun Control Act on the problems that prompted its passage. The study is of possible interest for two reasons.

First, it is an attempt to increase our rather meager knowledge of the effects of governmental efforts to control firearms violence. In recent years the rate of gun violence in the United States has managed to grow to alarming proportions without the benefit of sustained academic attention.<sup>2</sup> The 1968 Act—the only major change in federal policy since 1935—creates a natural place to look for clues about the effects of gun controls. And the need for knowledge in this area seems obvious, because, as controversy is rampant and new federal legislative proposals are drafted a weekly Washington event,

second, the study is an effort to gain some perspective on the difficulties

\*Professor of Law, and Co-Director of the Center for Studies in Criminal Justice, University of Chicago. The research reported in this article was supported by a grant from the Law and Public Affairs Program of the National Science Foundation, NS 30401. Data for the study were provided by the FBI, Bureau of Alcohol, Tobacco and Firearms, the Violent Crime Reporting Branch of the Federal Bureau of Investigation (FBI), and the Washington, D.C. Police Department. Without such cooperation the study could not have gone forward. Virginia Cook, Attorney, Federal Bureau, Madison, Illinois; George Cohen, Madison, Ill.; and Bruce Howard—of present or former University of Chicago law students—assisted in research assistance on this project. Mark Galt, then a doctoral candidate in history at the University of Chicago, prepared a history of federal firearms legislation that forms a useful backdrop for the research in the final section of Part I. The views expressed in this article are, of course, not mine, and do not necessarily reflect those of the individuals and agencies that have responded to this research.

<sup>1</sup>Gun Control Act of 1968, § 101, Pub. L. No. 90-269, at 104, 81 Stat. 572.

<sup>2</sup>Between 1984 and 1991 the rate of crime (excluding homicide) in the public domain rose 42 per cent (1984 to 1991 per FBI) and 50 per cent (1984 to 1991) for all crimes other than gun (increased from 19 per cent (1984 to 1991 per FBI) and 20 per cent (1984 to 1991) for homicide). Congress, Federal Bureau of Investigation (FBI), Violent Crime Reports 1991, at 1, 24-25 (Oct. 21, 1991), at 4-10 for rate (George D. Yonkers & Brandon E. Manning, Firearms and Violence in America 1984-91 (1991) (research on the trends in homicides of violence, Violent Report, 1991) for a discussion of the relationship between firearms and violent crime.

# Federal Firearms Regulations

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