

LEADS 3.0 Daily Bulletin

September 26, 2022

NCIC NICS Denied Transaction File / NICS Denial Notification Act

As a reminder, the **NICS Denied Transaction File (NDTF)** in NCIC is designed to share information regarding individuals who, having been determined to be prohibited persons according to the Brady Handgun Violence Prevention Act of 1993 (Brady Act), have been denied as a result of a National Instant Criminal Background Check System (NICS) background check. The data in the NDTF will enhance officer and public safety and provide investigative assistance. No enforcement action may be taken based solely upon a NICS Denied Transaction File Response.

In March 2022 the U.S. Congress passed, and the President signed into law the **NICS Denial Notification Act (NDNA)** as part of the Appropriations Act. The NDNA requires the FBI's National Instant Criminal Background Check System (NICS) Office to report denied attempts to purchase a firearm within 24 hours to local law enforcement authorities based on where the firearm dealer is located and, if different, where the purchaser resides. Notifications to local law enforcement agencies will begin on September 26, 2022 and be in the form of an NLETS Administrative Message.

For firearm purchases made in Illinois, the ISP Firearms Services Bureau (FSB) conducts the NICS background check. For firearm denials made by the ISP FSB, denial notifications will continue to be sent to your agency via directed message to your LEADS terminal. However, regarding this new NICS Denial Notification from the FBI (shown below), Illinois law enforcement agencies will ONLY receive this notice when an Illinois resident attempts to purchase a firearm in another state where the FBI performs the background checks for that particular state. This NICS denial notification is for information only; there is no requirement for action to be taken by the agency notified. Any questions regarding these notifications should be directed to the FBI at the web address listed on the notification.

