



NATIONAL RIFLE ASSOCIATION OF AMERICA
POLITICAL VICTORY FUND
INSTITUTE FOR LEGISLATIVE ACTION
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2006 MISSOURI CANDIDATE QUESTIONNAIRE

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Office Sought: State Representative District: 121 Party: Libertarian
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Campaign Name: Same as above
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To find further information on Missouri's firearm laws,
please visit www.NRAILA.org and click on the "Gun Laws" feature located in the menu.

1. Do you agree the Second Amendment to the United States Constitution guarantees an individual right to keep and bear arms?

- a. Yes
 b. No.

2. Considering current Missouri state firearm laws, do you support any additional restrictive state legislation regulating firearms?

- a. Yes, on all firearms. Please explain the reason: _____
 b. Yes, on some firearms. Please specify the types of firearms: _____
 c. No, current state firearm laws are sufficient.
 d. No, current state firearm laws should be reformed or repealed to benefit law-abiding gun owners and sportsmen of Missouri.

3. In 1994, the Omnibus Crime Control Act imposed a 10-year ban on the manufacture, for sale to private citizens, of various semi-automatic firearms, redefining them as "assault weapons*." The law also prohibited the manufacture, for sale to private citizens, of ammunition magazines capable of holding more than 10 rounds of ammunition. However, gun control advocates misstated the role of these types of guns and magazines in crime. State and local law enforcement agency reports, and two studies conducted for the National Institute of Justice, have all shown that the guns and magazines in question were never used in more than about 1% of violent crimes. There are more such guns and magazines now than ever before, yet they are still rarely used in crime, and violent crime is at a 27-year low. These federal provisions expired in 2004 and Congress refused to reauthorize it. Gun control advocates are currently pushing to enact a similar ban in Missouri. **Would you support state legislation restricting the private possession, ownership, purchase, sale, and/or transfer of any semi-automatic firearms?**

a. Yes, I would support such legislation. Please explain the reason why: _____

b. No, I would oppose such legislation. *I own a few of them.*

* The term "assault weapons" has been inappropriately applied to semi-automatic firearms commonly used for hunting, target shooting, and protection since their introduction in the late 1800s. All semi-automatics fire only one shot per pull of the trigger. They are not fully-automatic machine guns, which have been strictly regulated since 1934.

4. Missouri is one of the few remaining states that still requires a "permit to purchase" a handgun after the National Instant Check System (NICS) was implemented by the Federal government. NICS accomplishes the same background check on firearms purchasers as the Missouri state permit, but without the additional cost to taxpayers. **Would you support the repeal of the outdated "permit to purchase" system?**

a. Yes, I would support such legislation.

b. No, I would oppose such legislation.

5. Federal law requires licensed firearms dealers to keep records of the make, model, caliber, and serial number of all firearms sold, as well as information on all purchasers of firearms. Firearms dealers are required to make the information available to law enforcement for legitimate criminal investigations. However, Federal law also prohibits the creation of a centralized registry of firearms or firearms owners. **Would you support state legislation that would prohibit the creation of centralized state registries of firearms and/or their owners?**

a. Yes, I would prohibit registries of firearms and/or their owners.

b. Yes, I would prohibit registries for some firearms. Please specify: _____

c. No, I support firearm and gun owner registration.

6. Federal law requires all federally licensed firearms dealers to conduct background checks at gun shows for all firearm transactions. Individuals who attend gun shows and are not "engaged in the business" of selling firearms are: (1) not required to be licensed; (2) not required to conduct records checks prior to transferring a firearm; and (3) not permitted to access the records check system used by licensed dealers. **Would you support legislation restricting firearms sales by individuals at gun shows or anywhere else?**

a. Yes, I would support such legislation. Please explain the reason why: _____

b. No, I would not support such legislation.

7. **Would you support legislation restricting or regulating the sale or transfer of firearms between private individuals and family members?**

a. Yes, I would support such legislation. Please explain the reason: _____

b. No, I would oppose such legislation.

8. As the largest hunting rights organization in the world, NRA considers the protection of critical wildlife habitat to be a top priority. Recently in Missouri, some developers have attempted to use Tax Increment Financing (TIF) to fund commercial, industrial, and residential development projects in 100-year floodplains and other agricultural areas — areas home to critical wildlife habitat and some of the premier hunting lands in the state. By encouraging development in these areas, the use of TIF funding threatens wildlife habitat, restricts hunting opportunities, and even lead to local attempts to prohibit the discharge of firearms. **Would you support legislation prohibiting the use of Tax Increment Financing (TIF) in all 100-year floodplains and other agricultural areas in Missouri?**

- a. Yes, I would support such legislation.
- b. Yes, I would support such legislation, and would also support legislation that prohibits commercial, industrial, and multi-family residential development in these areas, regardless of whether or not Tax Increment Financing (TIF) is involved. *I would not allow tax-subsidized flood*
- c. I would oppose such legislation. Please explain your reason why: *insistence on infrastructure development in such areas*

9. A doctrine in common law, known as the "Castle Doctrine," provides that a man's home is his castle and, hence, he may use any manner of force, including deadly force, to protect it and its inhabitants. Over the years, some courts have eroded this principal by establishing that there is a "duty to retreat" before meeting force with force.

Would you support reforming Missouri's "Castle Doctrine" laws so that: (1) a person would have the right to meet force with force to protect himself/herself and family members regardless of their location, (2) a "duty to retreat" would no longer exist in any place a person may lawfully be, (3) a person justified in the use of force would be protected from criminal and civil liability?

- a. Yes, I would support such legislation.
- b. No, I would oppose such legislation. Please explain the reason why: _____

10. When a gun is fired, markings are left on the bullet and cartridge case, referred to as "tool marks." These markings may, at times, be used to identify a gun used in a crime, and some argue states should require that all guns sold be tested and ballistically "fingerprinted." New York and Maryland have each spent millions of dollars creating ballistic "fingerprinting" databases, yet the systems have proven to be crime-solving failures. In fact, the Maryland State Police Forensic Sciences Division recently called for scrapping their system entirely. **Would you support legislation that required the collection of ballistic "fingerprint" data for firearms sold in Missouri?**

- a. Yes, I would support such legislation.
- b. No, I would oppose such legislation.

11. In the United States, the number of privately owned guns has risen by more than 5 million annually, and has reached an *all time high*. Meanwhile, according to the National Center for Health Statistics, firearm accident deaths have been decreasing and recently have fallen to *all time lows*, for both the whole population and for children as well. This trend is due in part to an increasing use of NRA firearm safety training programs by tens of thousands of NRA Certified Instructors, schools, civic groups, and law enforcement agencies. Nevertheless, several states have recently considered legislation that would mandate the placement of locking devices on firearms kept in the home, or even more restrictive storage standards. These devices greatly restrict access to firearms for self-defense purposes and potentially increase the risk of accidental discharge of a firearm. **Would you support legislation that would mandate the use of locking devices or other locking procedures for firearms stored in the home?**

- a. Yes.
- b. No.
- c. No, I would not support such legislation and would instead support a resolution encouraging Missouri public schools to adopt basic firearms safety programs as part of its curriculum.

12. Legislation has been introduced in various states limiting the sale of more than one firearm per individual in any 30-day period (one-gun-a-month). **Would you support legislation prohibiting an individual who has undergone a criminal background check from purchasing more than one firearm per month?**

- a. Yes, I would support legislation limiting handgun purchases. Please explain the reason: _____
- b. Yes, I would support legislation limiting all firearm purchases. Please explain the reason: _____
- c. No, I would oppose such legislation.

13. Some states are considering legislation mandating all firearms sold be equipped with "user ID" or "personalized" technology, also known as "smart" guns. "Smart" guns are intended to prevent a firearm from being fired by someone other than the owner. However, so-called "smart" gun technology is currently not available and experts agree may not be in production and safety tested for several years, if at all. **Would you support legislation mandating only "smart" guns be sold in Missouri?**

- a. Yes, I would support such legislation.
- b. No, I would oppose such legislation.

14. Following Hurricane Katrina, various law enforcement agencies and military units confiscated firearms from law-abiding residents of New Orleans. Those citizens were effectively denied their basic civil right of self-defense, at a critical time—when law enforcement was unable to provide public safety. **Would you support legislation to prohibit state and local law enforcement agencies or their agents from confiscating firearms from law-abiding citizens or prohibiting the transport, sale, carrying and use of firearms, during declared state emergencies, except in the course of enforcing laws against criminal possession or use of firearms.**

- a. Yes, I would support legislation prohibiting state and local officials from confiscating lawfully owned firearms or prohibiting the transport, sale carrying and use of firearms.
- b. No, I would oppose this legislation.

15. **Would you support legislation allowing law-abiding citizens to keep lawfully transported firearms locked in their personal vehicles while parked on property controlled by a business?**

- a. Yes, I would support such legislation.
- b. No, I would oppose such legislation. Please explain the reason why: _____

16. Many .50 caliber firearms are used in big game hunting and target competition, and the .50 caliber BMG cartridge had been used for nearly 100 years. **Would you support legislation prohibiting the ownership and/or sale of any .50 caliber firearm or cartridge in Missouri?**

- a. Yes, I would support such legislation.
- b. No, I would oppose such legislation.

17. Which of the following best describes your attitude toward hunting?

- a. Hunting is both a valuable tool for wildlife management and a positive use of natural resources, and should be preserved.
- b. Hunting should be eliminated and made illegal.
- c. Other: _____

18. Under the Pittman-Robertson Act the U. S. Fish and Wildlife Service administers a program in which an excise tax is levied on firearms, ammunition, and archery equipment. These monies are then apportioned between the fifty (50) fish and wildlife departments based on hunter license sales and state population. **Would you support legislation requiring the Missouri Department of Conservation to spend these dollars on projects or programs that directly benefit hunters and shooters who paid the excise tax?**

- a. Yes, I would support such legislation.
 b. No, I would oppose such legislation. Please explain your reason why: _____

19. Missouri has thousands of acres of public hunting lands that provide a valuable resource to Missouri hunters by providing them an affordable place to hunt and pass on the traditions and heritage of hunting to future generations. In recent years, several states have protected public hunting lands with No-Net-Loss legislation. This legislation requires that if an area currently open to public hunting is closed to public hunting, then the same number of acres must be opened to public hunting elsewhere. In other words, it guarantees that there will never be fewer acres open to public hunting than exists today. **Would you support No-Net-Loss legislation in Missouri?**

- a. Yes, I would support such legislation.
 b. Yes, I would co-sponsor such legislation.
 c. No, I would oppose such legislation. Please explain your reason why: _____

20. **Do you or have you ever owned or used a firearm?**

- a. Yes.
 b. No.

21. **If you answered yes to question 20, for what reason(s)?**

- a. Constitutional right. e. Collecting,
 b. Hunting. f. Defense of self, family, and/or home.
 c. Competitive shooting. g. All of the above.
 d. Informal sport shooting.

22. **Are you a member of the National Rifle Association, or any other sporting organization?**

- a. Yes. Please specify: 002 0013621
(If an NRA member, please list membership number)
 b. No.

-AUTHORIZATION-

This signature attests that the above information accurately represents the views of the candidate.

Candidate's Signature



Date

6/8/06

Please use the reverse of this page for additional comments. If your campaign has released a position paper on firearms issues, please feel free to include it as well. Thank you for your time and consideration.

I am an Endowment member of NRA; I have been a member since 1966 or 67. I hunt, shoot competitive skeet, and am a 2nd Amendment individual right absolutist. While some issues are open to compromise, we can never compromise our right to keep & bear arms!

While I understand ~~that~~ why the NRA doesn't often endorse Libertarians, I would appreciate NRA-ILA reporting my positions to the voters of my district. The incumbent, while he has voted pro-gun, is not philosophically or pro-gun individually, based on ~~an~~ interview published in Warrensburg Free Press & available at www.oldsdram.net/freepress/121compare.html