

# Are there persons who cannot legally receive or possess firearms and/or ammunition?

Yes, a person who —

**(1)** Has been convicted in any court of a crime punishable by imprisonment for a term exceeding 1 year;

**(2)** Is a fugitive from justice;

**(3)** Is an unlawful user of or addicted to any controlled substance;

**(4)** Has been adjudicated as a mental defective or has been committed to a mental institution;

**(5)** Is an alien illegally or unlawfully in the United States or an alien admitted to the United States under a nonimmigrant visa;

**(6)** Has been discharged from the Armed Forces under dishonorable conditions;

**(7)** Having been a citizen of the United States, has renounced his or her citizenship;

**(8)** Is subject to a court order that restrains the person from harassing, stalking, or threatening an intimate partner or child of such intimate partner issued after a hearing

at which notice was given to the person and at which the person had an opportunity to participate, and includes a finding that the person subject to the order represents a credible threat to the intimate partner or child or the intimate partner OR explicitly prohibits the use, attempted use, or threatened use of force against the partner; or

**(9)** Has been convicted of a misdemeanor crime of domestic violence cannot lawfully receive, possess, ship, or transport a firearm or ammunition, is prohibited from shipping, transporting, possessing, or receiving firearms and ammunition.

A person who is under indictment or information for a crime punishable by imprisonment for a term exceeding 1 year cannot lawfully ship, transport, or receive a firearm or ammunition. Such persons may continue to lawfully possess firearms and ammunition obtained prior to the indictment or information, but cannot do so once the conviction becomes final.

[18 U.S.C. 922(g) and (n); 27 CFR 478.32