Regulating 3D-Printed Guns Post- Heller
Performance from the Second Amendment & Public Policy

The two-step methodology:

Once small, more than 2,900 cases have invoked Second Amendment claims in the past decade, according to analysts. A recent "report" urges moving swiftly to review these gun laws.

Step 1:
Asses whether the challenged law falls into one of several, non-exhaustive categories: "regulating" guns that lack identifiable owners defined law.

Step 2:
Asses whether the law burdens the "core" right, and to what degree.

The "history-only" test

The "history-only" test is one of several doctrinal possibilities that courts may use to assess cases in which a law is challenged on Second Amendment grounds.

Why a historical test doesn't work for 3D-printed ghost gun regulation

Quality control laws: Sensitive time and place laws: Open carry laws:

Why the two-step method is a better fit:

The historical test evaluates modern gun laws based on the types of laws that were challenged in the past, which makes it difficult to consider the new technologies and practices of the 21st century.

By contrast, the two-step approach considers the prevalence of firearms, reflects modern realities while also taking past cases into account.

Conclusion:

The two-step approach is more appropriate because it evaluates modern gun laws based on the types of laws that were challenged in the past, which makes it difficult to consider the new technologies and practices of the 21st century. By contrast, the two-step approach considers the prevalence of firearms, reflects modern realities while also taking past cases into account.