

FIREARMS LICENSE APPLICANTS

IMPORTANT INFORMATION - PLEASE READ CAREFULLY

There were significant changes to the firearm's laws in 1998, 2000, 2004 then again in 2015. This form is intended to provide you with some basic information to help you to be in compliance with the firearm's laws, and to help you fill out the attached application forms.

Out-of-State residents please note:

If you are not a legal resident of Massachusetts or the owner/principle of a business in Massachusetts, and you wish to obtain a Massachusetts License to Carry Firearms, they are only issued by the State. Also note, non-residents cannot be issued FID cards for long gun or chemical propellants. To obtain a non-resident application or information, write to: Commonwealth of Massachusetts Department of Public Safety, Firearms License Bureau, 200 Arlington St., Suite 2200, Chelsea, MA 02150, or go to the state's website www.ma.gov. "State Police".

Resident Alien Permit Applications: As of April 30, 2012, all lawful permanent resident aliens (green card holders) are eligible to apply for a Massachusetts resident license to carry (LTC) firearms or firearms identification (FID) card. Massachusetts LTCs and FID cards are issued through the applicant's local police department and are valid for up to 6 years. A LTC allows the holder to possess and purchase firearms, rifles, shotguns and ammunition. A FID card allows the holder to possess and purchase non-large capacity rifles, shotguns, and ammunition. Massachusetts resident LTC and FID card applications can be found on the Firearms Record Bureau's website (www.mass.gov/cjis) under "Forms and Applications". The Firearms Records Bureau will continue to process all other resident alien permit applications submitted in accordance with G.L. c. 140 § 131H.

Resident Alien Permit Applicants should NOT bring their applications to the police department. (<http://www.mass.gov/eopss/docs/chsb/firearms/resident-alien-application-revised-05-19-15.pdf>)

For Mass resident applicants:

License to Carry Firearms (LTC Class A) is a handgun license, **renewable every 6 years**. It allows one to possess, purchase and transport rifles, shotguns, feeding devices, ammunition, mace, pepper spray etc. Effective June 1, 2015 we will no longer be issuing Class B LTC's.

Firearm's Identification Card Class C (FID) is a long gun license, **renewable every 6 years**. It allows one to own, possess, purchase and transport non-large-capacity only rifles, shotguns, feeding devices, ammunition and chemical sprays within the statutory limits.

Juvenile FID Card: Individuals between the ages of 15 – 17 may apply for a Juvenile FID Card with proper parental consent paperwork.

Firearm's Identification Card (FID) Class D is "Restricted" to chemical sprays only (mace, pepper spray, etc.) and is **renewable every 6 years**. Effective January 1, 2015 people 18 years of age and older no longer need a license to obtain chemical sprays. Individuals under the age of 18 can apply for a "Restricted" FID Card with a onetime fee of \$25.00.

Expiration Date: The expiration date on the face of the license is the actual expiration date, there are no longer any grace periods. It's our suggestion that you bring your application in for renewal between 2 and 3-months PRIOR TO the expiration date to give yourself enough time to meet with the licensing officer and to anticipate any delays on the state level. Traditionally applications take approximately 4-6 weeks to process once you've met with the licensing officer.

All of the old style FID cards issued prior to 10/21/98 are now obsolete. All have expired, even if it's noted on the card that it's "valid for life" or, "valid until suspended or revoked, etc.

The application form is the same form for licenses to carry firearms (handguns), as for FID cards (long gun or "restricted"). If you are unsure which license to apply for, the following information should be helpful.

License to Carry Firearms. Class A Is a license to own, possess, purchase and carry, **large capacity or non-large-capacity firearms**, or to own, possess, purchase and transport **large capacity or non-large capacity rifles**, shotguns and feeding devices as well as ammunition and chemical sprays. Valid for 6 years, allows for concealed carry.

Firearms Identification Card. Is a license to own, possess, purchase and transport **non-large capacity** rifles, shotguns, feeding devices, ammunition and chemical sprays and is valid for 6years.

Note: Handguns can no longer be possessed, even in your own home, with just an FID card. Handgun possession now requires a valid Class A LTC.

Firearms Identification Card. Class D Is a "restricted" license, solely for the possession and carrying of chemical sprays (mace, pepper spray, etc.) valid for 6 years for individuals under the age of 18.

CAPACITY DEFINED

(For the full definition of "capacity" see Massachusetts General Laws C140 § 121)

Large Capacity means a weapon's capability of carrying more than 10 rounds of ammunition for firearms, rifles or feeding devices, or more than 5 rounds for shotguns.

Non-Large Capacity means a weapon's capability of carrying 10 rounds or less of ammunition for firearms, rifles and feeding devices, or 5 rounds or less for shotguns.

Important: Statute requires that all firearms owners make specific provisions to secure all conventional weapons they possess to be in compliance with the law. Trigger locks may not meet this requirement. For specifics and the penalty for failure to do so, refer to the Massachusetts General Laws C140 § 131L.

Additional Notes

1. Safety Courses:

Before any first time applicant is issued a Class A license to carry firearms, they are required to satisfactorily complete a Basic Firearms Safety course, taught by a Massachusetts State certified instructor; **Hunter Safety Courses are not acceptable for a Class A LTC.**

Before a first time issuance of an FID Card, applicants must complete a Massachusetts Hunter Safety Course, taught by a Massachusetts Division of Fisheries and Wildlife Instructor, or a Basic Firearms Safety course, taught by a Massachusetts State certified instructor.

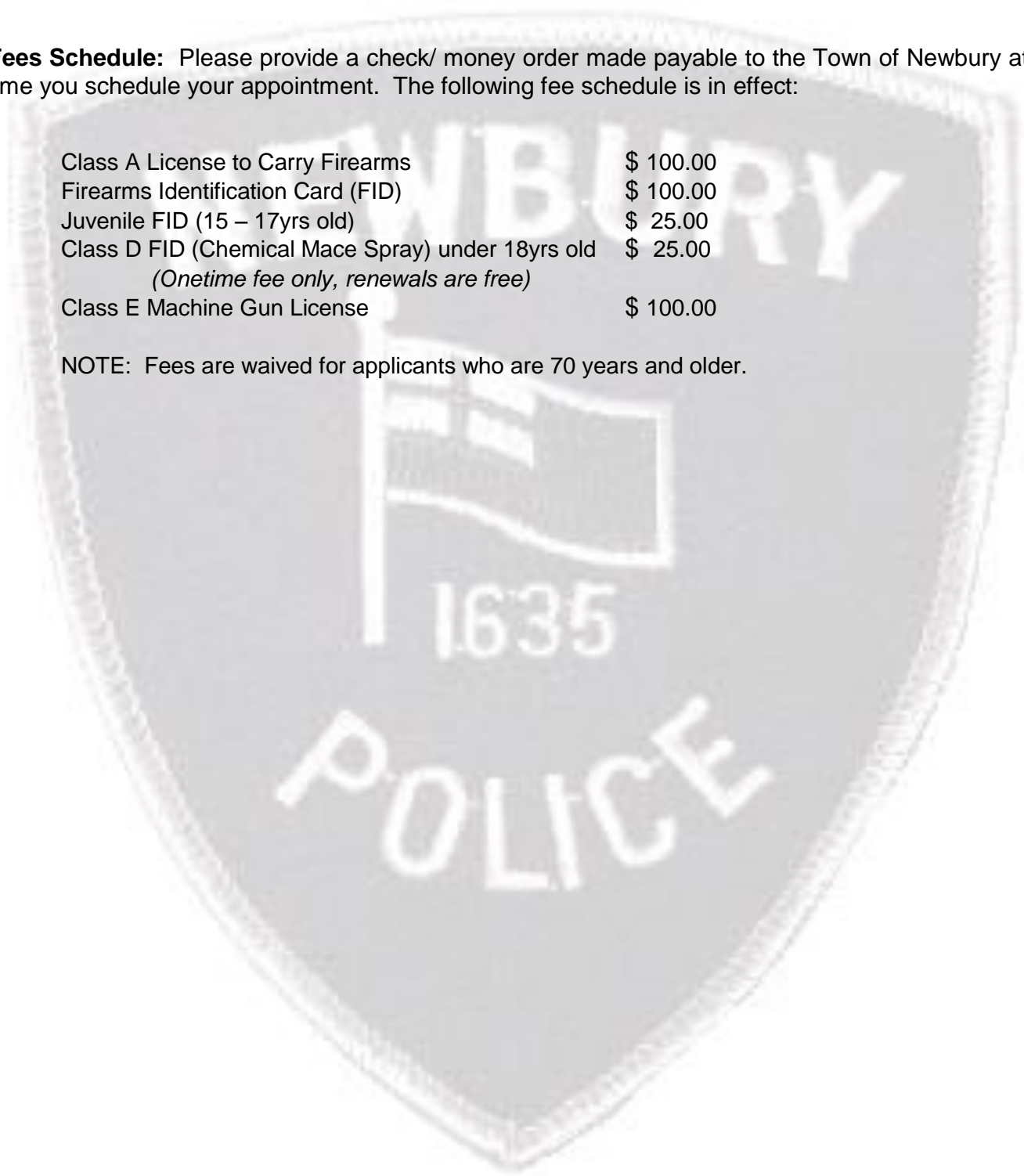
2. **Before submitting an application**, read and fully understand all of the questions. Be sure in your own mind that there's nothing in your past that would disqualify you. Remember, if your application is denied **the fee is non-refundable**. Nationwide record checks will be done for every applicant. If you are unsure about submitting an application, out of concern that it may not be approved and you will lose the fee, you can schedule an appointment with the licensing officer to discuss any issues in question before your application is processed. **ALL juvenile and adult "Sealed" records are accessed by licensing authorities when considering an application, including all renewal applications. If it's determined that you withheld any information, it will result in your application being denied** so answer questions honestly even as it applies to information you believe may be sealed.
3. **Be sure to put a phone contact number and email address** in the event that the licensing officer needs to get in touch with you.
4. **If you must cancel an appointment** or need to reschedule, please call the Newbury Police Department @ 978-462-4440 x0 and advise the Dispatcher of the cancelation and they should be able to reschedule your appointment at that time. Please do not contact the firearms licensing officer directly for cancelations unless Dispatch cannot find a time to fit into your schedule.
5. **Photographs:** Photographs will be taken at your appointment, you no longer need to provide "passport photographs" along with your application.
6. **Fingerprints:** Only new applicants are required to provide a full set of fingerprints at the initial appointment. For this reason, please do not apply any hand lotion prior to the appointment whereas lotions make it difficult to take clear prints and could slow down the processing of your application with the state AFIS system.
7. **Minors:** If you are applying for an FID card, you must be at least age 15. But, if you are under age 18, in addition to the above requirements, you must also have a parent or legal guardian's consent on a form provided by this department. The parent or legal guardian must also be present at the interview and he or she must have proper identification at that time. You will need to provide your social security number on the application or have it with you during the appointment in order to proceed with the application process.
8. **Alias Information:** You must provide your legal name on the application, along with any alias information. Alias information includes any name you have been previously known as, including maiden name, a previously name resultant of a divorce, or a name lawfully changed for any other reason, you must include that name as an "alias". Failure to do so could result in the denial of an application for failure to provide accurate information. If you are a Jr., Sr., III, etc, please make sure you indicate that information when completing the application.
9. **References:** Please be sure to include your references current mailing address and phone number. We suggest letting your references know ahead of time that they will be contacted. References are only needed for new applicants, renewal references are not necessary.
10. **OPEN Criminal Cases:** If you have an open case that would be a disqualifier for your LTC and the current disposition is a CWOFF, it's Newbury Police Department's recommendation that you wait until that case is closed before applying. There are circumstances where an Open CWOFF could result into a Guilty which could then affect your eligibility for an LTC/FID.
11. **To submit your application:** Bring the following information to the Newbury Police Department Dispatch window. NPD is open 24/7 and any Dispatcher can schedule your appointment.
 - a. Completed & signed application,

- b. Photo copy of your appropriate safety certification
- c. Payment (check, bank check or money order) made payable to the Town of Newbury (not Newbury Police Department)

12. **Fees Schedule:** Please provide a check/ money order made payable to the Town of Newbury at the time you schedule your appointment. The following fee schedule is in effect:

Class A License to Carry Firearms	\$ 100.00
Firearms Identification Card (FID)	\$ 100.00
Juvenile FID (15 – 17yrs old)	\$ 25.00
Class D FID (Chemical Mace Spray) under 18yrs old	\$ 25.00
<i>(Onetime fee only, renewals are free)</i>	
Class E Machine Gun License	\$ 100.00

NOTE: Fees are waived for applicants who are 70 years and older.



IMPORTANT INFORMATION

Please Read This Entire Document Carefully

IF YOUR APPLICATION IS DENIED, it's usually due to; disqualifying criminal record, false answer to any question on the application or to any question asked by the licensing officer during the interview, criminal information omitted from (or not attached to) the application, as required. As a result of the Gun Control Act of 1998, for the purposes of firearms licensing, all past detentions, arrests, court appearances, juvenile adjudication's including any "sealed" records will be accessed and considered in order to determine the "suitability" of all applicants for licenses to carry and possess firearms. After having read this entire form, you will be asked specific questions regarding personal background, past criminal history, etc. You must answer all questions fully and truthfully. Failure to do so will result in your application being DENIED. As on January 2015, "suitability" can also apply to FID Card applicants as well as Class A LTC applicants. In addition;

Question # 10 on the application asks, "Have you ever appeared in any court as a defendant for any criminal offense" (excluding non-criminal traffic offenses)? The key words here are "ever appeared", not necessarily arrested or convicted. "Appeared" means that you appeared before any court in any state/country at any point (juvenile or adult) for a criminal charge, regardless of the disposition of the case (such as not guilty, not responsible, not delinquent, Continued Without A Finding (CWO), dismissed, etc.) or if the charges were reduced to a lesser, non-criminal offense at disposition. Having been arrested, summoned or convicted of a crime does not necessarily prohibit you from getting an LTC or an FID Card, not putting it down on the application will. If you appeared even once before any court in any state for a criminal offense, you have to put it down. If you do not answer all questions truthfully we will find out, no matter how long ago the incident occurred or where the incident occurred.

SEALED RECORDS: If you have sealed records, you must still answer #10 as "Yes" and in the comments note that you have a sealed record. Even though you must tell us if you have a "sealed" record, you do not have to disclose what the offense was. We will receive notification of any "sealed record" disqualifiers, from the State.

If you are denied because you did not disclose previous criminal activity, we will not accept reasons such as; "I forgot" or "They told me it wouldn't show up on my record", "It's never showed up before on a background check", "I was a kid and forgot it even happened" or "It was so long ago I didn't think it mattered now", etc. You are signing all of these documents under the pains and penalties of perjury. If there is any omission or if any false answer is found, your application will be denied and you may face criminal prosecution for perjury.

Signed: _____

Printed Name: _____

Date: _____

FID Cardholder
Federal Law Prohibiting Firearms Possession By Certain Persons
Chapter 44, Title 18 U.S.C. 922, Section (g)

It shall be unlawful for any person - (1) who has been convicted in any court of a crime punishable by imprisonment for a term of one year (does not include any State offense classified by the laws of the State as a misdemeanor and punishable by a term of imprisonment of two years or less); (2) who is a fugitive from justice; (3) who is an unlawful user of or addicted to any controlled substance (as defined in Section 102 of the Controlled Substances Act, 21 U .S.C. 802); (4) who has been adjudicated as a mental defective or who has been committed to a mental institution; (5) who, being an alien is illegally or unlawfully in the United States; (6) who has been discharged from the armed forces under dishonorable conditions; (7) who having been a citizen of the United States has renounced his citizenship; (8) who is subject to a court order that - (A) was issued after a bearing of which such person received actual notice, and at which such person had the opportunity to participate; (B) restrains such person from harassing stalking or threatening an intimate partner of such person or child of such intimate partner or person, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or child; and (C) (i) includes a finding that such person represents a credible threat to the physical safety of such intimate partner or child; or (ii) by its terms explicitly prohibits the use, attempted use, or threatened use of physical force against such intimate partner or child that would reasonably be expected to cause bodily injury, to ship or transport in interstate or foreign commerce, or possess in or affecting commerce, any firearm or ammunition; or to receive any firearm or ammunition which has been shipped or transported in interstate or foreign commerce.

WARNING!

Notification to FID Cardholder of Possible Violation of Federal Law

It is a federal FELONY for a "prohibited person" to purchase or attempt to purchase, own or possess any modern firearm or ammunition even with an FID Card!

If you are currently not statutorily disqualified under Massachusetts law from being issued a FID Card under M.G.L Chapter 140 § 129B, this licensing authority is required to issue you an FID Card.

Please note that after issuance of this FID, this Department will contact ATF at any time we become aware of your possession of modern firearms or ammunition in violation of federal firearms laws.

As a federally prohibited person with a valid FID Card, you may purchase or possess the following:

Chemical sprays designed to incapacitate as defined by MGL 140 § 121;
Black powder or similar ammunition for use with primitive firearms or replicas of primitive firearms as described in MGL 140 § 121.