



Maryland Regulated Firearms Dealer

MARYLAND STATE POLICE LICENSING DIVISION

This handout is for use as a guide and does not contain all of the information required for State and Federal Guns Laws & regulations

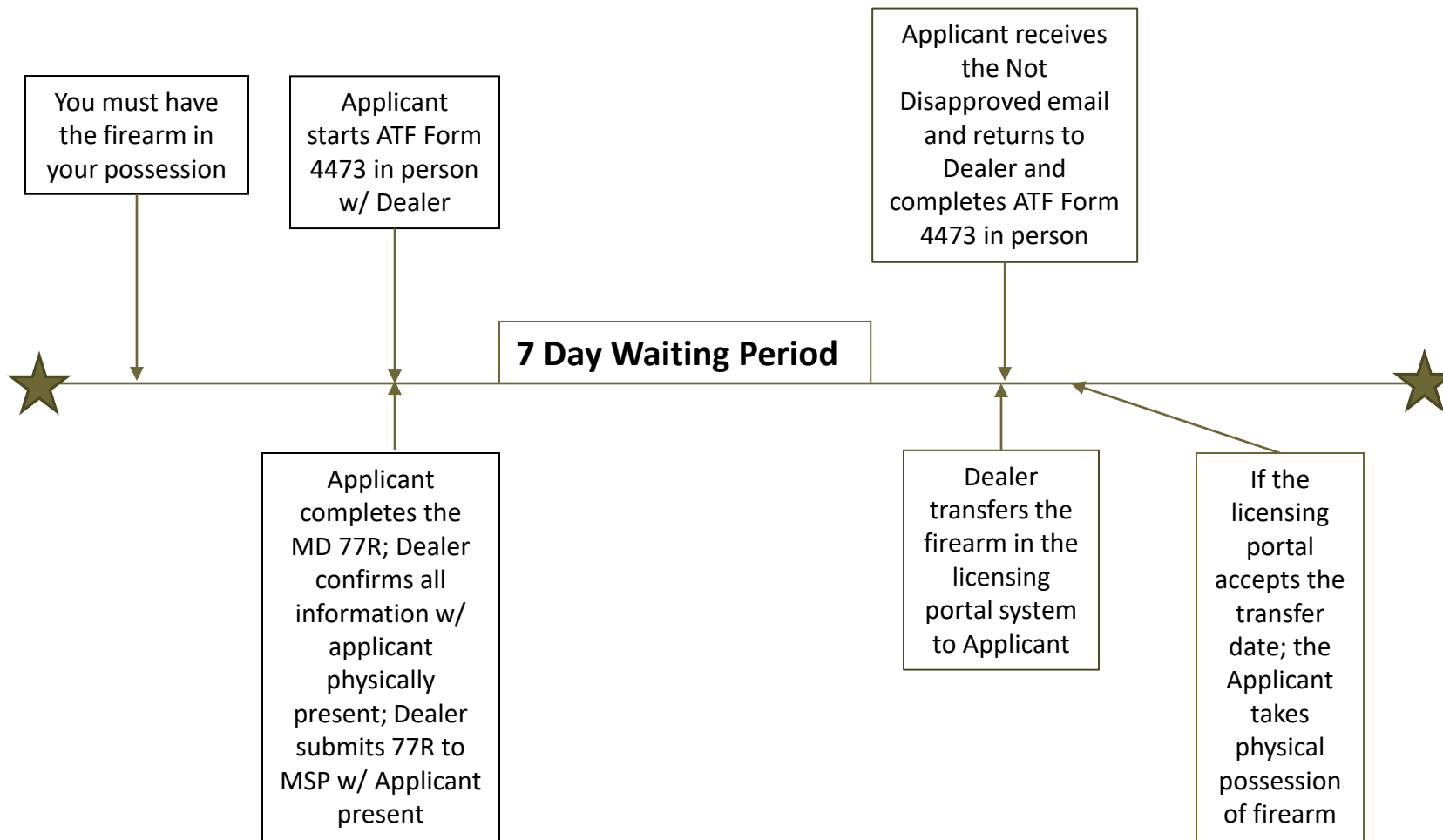
7/12/2024

AGENDA

1. **77R Transaction Timeline/Process**
2. **Important Error Notifications**
3. **Maryland Security Compliance Requirements**
4. **ATF Form 4473 and Acquisitions & Dispositions Book**
5. **Applicant Occupation Updating**
6. **Firearm Safety Lock Questions**
7. **High Capacity Magazines**
8. **NICS Indices / NICS numbers**
9. **Regulated Lower Receivers**
10. **Common Types of 77R Applications**
 - **Dealer Sale / Dealer Discount**
 - **Secondary Sale**
 - **Law Enforcement Sale**
 - **Voluntary Registration**
 - **Inheritance**
 - **Gifts**
11. **Handgun Qualification License/ (HQL) Exemption**
12. **NICS Request for Pawn / Redemption**
13. **Designated Collector**
14. **New Resident Registration**
15. **Curios and Relics**
16. **Medical Marijuana**
17. **Holds and Disapprovals**
18. **Gun Shows – outside and inside Maryland**
19. **Common Reasons for 77R Applications Being Sent Back**

77R Transaction Timeline/Process

Note: Calculation of the 7-day waiting period changes if the 7th day falls on a Sunday or State/Federal Holiday



Important Error Notifications

- * All regulated firearms must go on a 77R Application and the Applicant and firearm must be physically present when presenting the Application and PIN number to the dealer for the dealer to verify the Application information, HQL/HQL exemption and firearm information.
- * Transfer information for a firearm is required to be entered into the Licensing Portal before an Applicant leaves the FFL with the firearm.
- * If the Licensing Portal does not allow you to enter transfer information at the time of transfer, you **shall not** transfer the firearm only to contact the Firearms Registration Unit (FRU) at later time for corrections. **You must** contact FRU before the Applicant leaves with the firearm.
- * The 7-day waiting period is **mandatory** (except specifically qualified LEO Purchases). The calculation of the 7-day waiting period will change if the 7th day falls on a Sunday or State Holiday.
- * If a dealer takes a firearm into inventory (places it in the A&D Book), **it must be a “Dealer Sale”** – it is no longer a Secondary Sale, Gift, Inheritance, Voluntary, etc.
- * An Applicant is not allowed to create multiple 77R Portal accounts. There are unique identifiers linked to an account (email and driver’s license number).
- * **The Dealer Inspection & Compliance Unit must be notified before you move to any location other than your licensed address on your FFL and MD License so we can conduct a Security Compliance Check. You may not conduct business at any other address than the address on your FFL & RFD and both addresses must be the same. You must keep your email and phone number updated with the Licensing Division.**

Security Compliance Requirements

ADVISORY

LD-ICU-22-001

April 22, 2022

LICENSED FIREARMS DEALERS – SECURITY REQUIREMENTS

(House Bill 1021)

The State of Maryland has passed new legislation regarding Security Requirements for Maryland Licensed Firearms Dealers that will become effective October 1, 2022.

This new legislation requires Maryland Regulated Firearms Dealers to comply with outlined Security Requirements. **House Bill 1021** (a copy of which is attached) states that a Licensed Dealer may not conduct business and store firearms at a location unless it complies with **Section A(1) OR Section A(2)** of the Bill.

Section A(1) requires the premises on which the Licensed Dealer Operates to be equipped with security features, including: equipment capable of filming and recording video footage inside and outside buildings where firearms are stored, at least one of the following security features (bars, security screens, commercial grade metal doors, gates or other physical barriers approved by the Secretary) on all exterior doors and windows, and a burglary alarm system that is continually monitored, and if practical, physical barriers designed to prevent the use of motor vehicles to breach all buildings where firearms are stored.

Security Compliance Requirements (Continued)

Section A(2) requires that outside of business hours, the Licensed Dealer locks all firearms stored on the premises in: a vault, a safe, or room or building that meets the requirements under A(1) of the subsection.

A Maryland Regulated Firearms Dealer must be in compliance with Section A(1) or Section A(2) no later than October 1, 2022. A physical compliance inspection by the Maryland State Police Dealer Inspection and Compliance Unit shall be conducted prior to October 1, 2022, to ensure all Maryland Regulated Firearms Dealers are in compliance with the new legislation. Any Maryland Regulated Firearms Dealer that is not in compliance by October 1, 2022, may not conduct business or store firearms at that location until a physical inspection by the Maryland State Police Dealer Inspection and Compliance Unit has been conducted and compliance is verified. The Maryland Regulated Firearms Dealer not in compliance will also be subject to any penalties set forth in the new legislation.

All Maryland Regulated Firearms Dealers will be required to maintain continual compliance with the new Security Requirements after October 1, 2022. Failure to do so will subject the Maryland Regulated Firearms Dealer to fines and subsequently, suspension or revocation of their Maryland Regulated Firearms Dealers License. All Applicants applying for a new Maryland Regulated Firearms Dealer License after October 1, 2022, will be required to be in compliance prior to being approved for a License.

ATF Form 4473 and Acquisitions & Dispositions Book

ATF Form 4473 Firearms Transaction Record

The ATF Form 4473 Firearms Transaction Record must be completed for Maryland regulated firearms purchases. The Form 4473 must be completed at the time of purchase and the firearm and Applicant must be physically present.

Section A must be completed by the Dealer prior to Applicant completing Section B and the Dealer must physically have the firearm

Section B must be completed by the Applicant, signed and dated by the Applicant prior to the submission of the Maryland 77R.

Line 27a is the date the Maryland 77R submitted to the Maryland State Police

Line 27b for regulated transactions is the NICS number the Maryland State Police provides on the 77R; A Dealer is not allowed to pull their own NICS number for any regulated transaction.

Section D line 30 and 31 must be signed and dated by the Applicant in person on the date of transfer of the firearm.

Line 34, 35 and 36 must be signed by the Dealer upon transfer of the firearm at the same time the Applicant signs line 30 and 31

Acquisitions & Dispositions Book (A&D Book)

An accurate A&D Book is required by ATF Regulations and is subject to inspection by the ATF and Maryland State Police. Any firearm that a Dealer holds onto is required to be entered into the A&D Book. Dealers are to ensure that they are in compliance with the applicable timelines for logging firearms into and out of the A&D Book. The date of disposal entered into the A&D Book is the actual date the firearm left the possession/transferred by the Dealer.

Applicant Occupation Updating

Occupation – Occupation must be in compliance with the Public Safety Article. An actual occupation must be listed and not a company (i.e. – “Walmart” is not acceptable). “Business Owner” is acceptable, but “Self Employed” is not. “N/A” and “Other” are NOT acceptable. “Retired” and “Unemployed” are acceptable. See MSP Advisory dated December 2, 2020.

Step 4: Dealer is presented with the screen below. At the top of the page are 4 tabs: QUESTIONS, BASIC INFORMATION, INFORMATION RELEASE, and HQL INFORMATION. The applicant enters their Occupation on the BASIC INFORMATION page of the 77R form, so that is where the information is available.

The Dealer should click on the BASIC INFORMATION tab.

Maryland State Police Licensing Portal

Application Verification

Application #2022008505 — CHRISTINE HANLEY

QUESTIONS BASIC INFORMATION INFORMATION RELEASE HQL INFORMATION

Application Type*

- DEALER SALE
- SECONDARY SALE
- GIFT
- VOLUNTARY REGISTRATION
- INHERITANCE
- BUSINESS/SIMILAR PURPOSE
- LAW ENFORCEMENT
- ESTATE SALE
- DEALER DISCOUNT
- COLLECTOR SERIES/ONE TIME MULTI-TRANSFER
- EXCHANGE/REPLACEMENT
- STOLEN

Attestation Questions

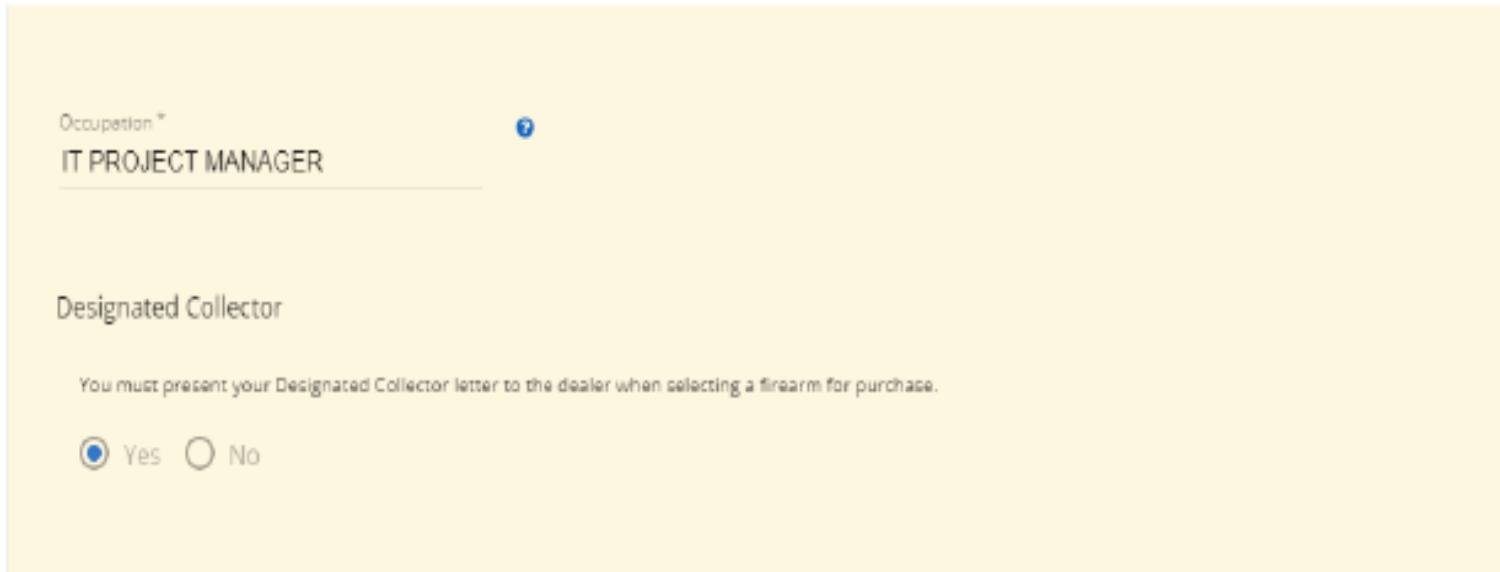
1. Are you UNDER 21 years of age? *

Yes No

ANSWER HAS CHANGED TO YES

APPLICANT OCCUPANTION UPDATING (Continued)

Step 5: Dealer scrolls to the bottom of the BASIC INFORMATION page, to the Occupation field. If it needs to be edited, the Dealer may edit/update the verbiage in the Occupation field.



The screenshot shows a form with the following elements:

- Occupation *** (with a blue question mark icon): IT PROJECT MANAGER
- Designated Collector**
- Text: You must present your Designated Collector letter to the dealer when selecting a firearm for purchase.
- Radio buttons: Yes No

Once the field is correct, the Dealer should scroll up to the top of the screen and click on the QUESTIONS tab and then proceed with the re-attestation and the rest of the usual application process.

Firearm Safety Lock Questions

- Close attention should be paid to the firearm safety lock questions 3 and 4 when entering the firearm information. If question 3 is not answered correctly, question 4 will not appear.

Handgun Roster:
Unless otherwise exempt, a person may not sell or offer for sale a handgun manufactured after January 1, 1985, unless it is listed on the handgun roster.

Exceptions
Inheritance
Voluntary Registration
Lower Receivers
Short Barreled Rifle/Short Barreled Shotgun
Firearm manufactured pre 1985

Was the handgun manufactured after January 1, 1985?*

Yes No

If it was manufactured after January 1, 1985 is it listed on the handgun roster?*

Yes No

External Safety Lock:
A dealer may not sell, offer for sale, rent, or transfer a handgun manufactured on or before December 31, 2002, unless the handgun has an approved external safety lock.

Was the handgun manufactured after January 1, 1985?*

Yes No

If it was manufactured after January 1, 1985 is it listed on the handgun roster?*

Yes No

External Safety Lock:
A dealer may not sell, offer for sale, rent, or transfer a handgun manufactured on or before December 31, 2002, unless the handgun is sold, offered for sale, rented, or transferred with an approved external safety lock.

If the handgun was manufactured on or before December 31, 2002, was it sold, offered for sale, rented, or transferred with an approved external safety lock?*

Yes No Manufactured after December 31, 2002

Integrated Mechanical Safety Device:
A dealer may not sell, offer for sale, rent, or transfer a handgun manufactured on or after January 1, 2003, unless the handgun is sold, offered for sale, rented, or transferred with an approved integrated mechanical safety device.

If the handgun was manufactured on or after January 1, 2003, was it sold, offered for sale, rented, or transferred with an approved integrated mechanical safety device?*

Yes No

High Capacity Magazines

An FFL/Maryland RFD may receive into the State a detachable magazine with a capacity of more than 10 rounds; **however, these magazines may not be sold, transferred or offered for sale to a non-exempt Maryland resident in Maryland in accordance with Maryland Criminal Law Article §4-305(b).** An FFL/Maryland RFD may sell and/or offer for sale a detachable magazine with a capacity of more than 10 rounds to an out-of-state individual as long as the sale takes place outside of Maryland and the high-capacity detachable magazine is sent to an FFL in the purchasers' state for transfer.

An FFL and/or an FFL licensed as a Manufacturer, may modify a detachable magazine to only accept a maximum capacity of 10 rounds, as long as once modified, the detachable magazine is not capable of being readily converted back to a capacity of more than 10 rounds. The Bureau of Alcohol, Tobacco, Firearms & Explosives (B.A.T.F.E.) has explained that since 2005, they no longer regulate large capacity ammunition feeding devices. Therefore, a dealer/manufacturer can “pin”/”block”/”plug” magazines as this is not considered by B.A.T.F.E. as a firearm. **High-capacity detachable magazines cannot be disassembled and sold, transferred or offered for sale to a non-exempt Maryland resident as a “parts kit” or “repair kit”. Any attempt to circumvent Criminal Law Article 4-305 or applicable sections of the Criminal Law Article or Public Safety Article are considered violations of the law and can result in criminal penalties, MD RFD License suspensions and/or revocations.**

NICS Indices / NICS Numbers

- **A Maryland Regulated Firearms Dealer SHALL not pull a NICS number for any regulated firearms transaction. This is a violation of 28 CFR Ch 1, part 25, Sec 25.11a)(b)(1).**

Dear Maryland Federal Firearms Licensee,

Per Title 28, Code of Federal Regulations, Chapter 1, Part 25, Sections 25.5(a), 25.8(g)(3) and 25.8(i), the FBI is responsible for maintaining data integrity, proper use and security of the National Instant Criminal Background Check System (NICS). This includes quality control measures such as periodic internal audits. Two days ago, the NICS discovered federal hand gun consignment checks for the state of Maryland spiked, recently. The average number of federal hand gun consignment checks for the state of Maryland for the past eight calendar years has been 310 checks per year. Thus far, in calendar year 2013, there have been 935 hand gun checks, which is already more than three times the average. The NICS researched further, and learned the number of such transactions skyrocketed in May of 2013, which seems to correspond with Maryland State Police efforts to inform Federal Firearms Licensees (FFLs) about expected delays in processing hand gun transfers.

Additionally, the NICS telephonically spoke with numerous Maryland FFLs about the federal hand gun checks they were requesting. Many of them admitted the transactions pertained to hand gun sales as opposed to hand gun consignments. Maryland FFLs well know, hand gun sales checks are to be performed by the Maryland State Police. It seems some FFLs are misusing the NICS system to avoid the delays they are experiencing by following Maryland state law.

This circumvention of the system poses a threat to public safety. Hand gun checks performed by the NICS for Maryland FFLs does not include a search of all the databases queried by the Maryland State Police. Hence, a request to the NICS may result in a "proceed" determination, while the same request to the Maryland State Police may result in a "deny" determination. Therefore, in the interest of public safety, the NICS is no longer processing any hand gun transactions for FFLs in the state of Maryland. The processing of hand gun consignments will be left to the Maryland State Police to determine.

Also, per Title 28, Code of Federal Regulations, Chapter 1, Part 25, Section 25.11(a)(b)(1), FFLs or individuals "purposefully furnishing incorrect information to the system to obtain a 'Proceed' response, thereby allowing a firearm transfer" and FFLs who use "the system to perform a check for unauthorized purposes" shall be subject to a fine not to exceed \$10,000 and subject to cancellation of NICS inquiry privileges.

Additionally, the NICS learned the number of transactions declared as "Other" on Form 4473 spiked, simultaneously with the hand gun checks. In June of 2009, the category of "Other" was listed on Form 4473. The average number of such transactions handled by the NICS for the state of Maryland has been 336 per year. Thus far, in calendar year 2013, the NICS has processed 437 checks, with 247 being handled in the month of June, alone. And, today is only June 14. The NICS has discovered that hand gun checks are being declared as "Other," which, again, is a misuse of the system. In order to preserve the integrity of the system, the NICS has stopped processing such requests for FFLs in the state of Maryland.

It is worth noting, long gun checks for the state of Maryland has been steadily slowing this Spring, which is a normal pattern for Maryland, as it is for most states at this time of year.

FFLs should be reminded that they sign Form 4473 certifying the information on it is true, correct, and complete. Knowingly providing false information is a prosecutable offense.

Lastly, instances of identified misuse of the NICS system have been reported to the Bureau of Alcohol, Tobacco, Firearms and Explosives for any action deemed appropriate. Future incidents of misuse of the NICS system will be referred, as well.

Thanks for your help in this matter.

Sincerely,

Paul Wysopal
NICS Section Chief
Federal Bureau of Investigation

Regulated Lower Receivers

- Regulated Lower Receivers require a 77R to be completed
- Any lower receiver of one of the enumerated firearms in PS 5-101 (r) require a 77R (e.g. AR-15, multi caliber lower receiver which accepts .556/.223 caliber – regardless of what the final intent of the lower receiver is). Any lower receiver for a non regulated long gun would not require a 77R (e.g. AR-10 lower).
- No HQL is required to purchase regulated lower receivers
- An applicant must be 21 years old to purchase a regulated lower receiver

Dealer Sale and Dealer Discounts

Dealer Sale

This is the most common Application Type. This is when an applicant goes to a retail store that sells regulated firearms and selects a weapon, or weapons (if they are a designated collector), from a Dealer's inventory.

HQL Requirement: HQL required unless applicant (or firearm) qualifies for exemption

Max. # of Regulated Firearms: 1, unless applicant is a designated collector

Waiting Period: 7 days (FOR ALL APPLICANTS, INCLUDING DESIGNATED COLLECTORS)

Transfer Restriction: Applicant must wait 30 days for transfer of next regulated firearm unless applicant is a designated collector

Dealer Sale and Dealer Discounts (CONTINUED)

Dealer Discount

On occasion, a Dealer may offer their customer a discount if the customer buys 2 regulated firearms on a single day. The customer may then complete a single application and pay a single application fee. The Dealer designated the Application Type to be a Dealer Discount and includes both regulated firearms on the application before submission of the application to Licensing Division. The Dealer is REQUIRED to enter 2 firearms on a Dealer Discount Application Type. Upon approval of the application, the customer may pick up BOTH regulated firearms on the 8th day, but the customer is then restricted to waiting 60 days before taking possession of another regulated firearm., if the Applicant is not a Designated Collector.

HQL Requirement: HQL required unless applicant (or firearms) qualifies for exemption

Max. # of Regulated Firearms: 2 (Required to put exactly 2 firearms on the Application)

Waiting Period: 7 days (FOR ALL APPLICANTS, INCLUDING DESIGNATED COLLECTORS)

Transfer Restriction: Applicant must wait 60 days for transfer of next regulated firearm unless applicant is a designated collector

Secondary Sales

Secondary Sale – Dealer Facilitated

If a Dealer takes the firearm into their inventory, holds onto the firearm, places it on their A&D Book, it is no longer a Secondary Sale, it is a Dealer Sale. The Seller retains the firearm for a Secondary Sale transaction.

A Secondary Sale occurs when a Maryland private seller and Maryland private buyer have agreed to the sale of a regulated firearm. Secondary Sales may be conducted through a regulated firearms Dealer. The buyer and seller meet at the selected Dealer location with the unloaded handgun(s) to be transferred. The seller should contact the Dealer prior to determine the proper procedures upon arriving at the Dealer's location. The Dealer, in accordance with store policies and procedures, verifies the firearm information, completes the Dealer section(s) of the 77R-E, enters the credit card information into the Licensing Portal for the \$10 fee, and submits the application to Licensing Division. **The Seller retains the firearm and will not transfer the firearm until a "Not Disapproved" email is received. Upon transfer the seller MUST enter the date of transfer by following the link in the "Not Disapproved" email they received.**

HQL Requirement: HQL required unless applicant or firearm qualifies for exemption

Max. # of Regulated Firearms: 1, unless applicant is a designated collector

Wait: 7 days (FOR ALL APPLICANTS, INCLUDING DESIGNATED COLLECTORS)

Transfer Restriction: Applicant must wait 30 days for transfer of next regulated firearm unless the applicant is a designated collector. All secondary sale firearms are USED not NEW. **** A dealer can only charge a maximum of \$20 (in addition to the \$10 MSP Application Fee) to assist with the processing of a Secondary Sale (PS 5-124(B)).**

Law Enforcement Sales

Law Enforcement Sales – Must Be Dealer Facilitated

A Law Enforcement Sale must be a Dealer Sale and cannot be a Secondary Sale

With a “sales to law enforcement certification letter” on agency letterhead and signed by a person of authority within the individual’s department, a Law Enforcement Officer (LEO) may purchase a regulated firearm for official duties and take immediate possession of the regulated firearm. **The LEO Certification letter MUST be uploaded to the 77R application at the initial time of submittal to the Maryland State Police.**

A Law Enforcement Certification Letter must: (1) be on the agency’s letterhead, (2) be signed by a person in authority within the agency, (3) state the officer will use the firearm in the performance of official duties, and (4) a record check has been conducted and the officer has not been convicted of a misdemeanor crime of domestic violence.

LEOs buying a regulated weapon for personal use are subject to the same application and wait process as any other Maryland citizen/resident, but are still exempt from the HQL requirement.

HQL Requirement: No HQL required; LEO qualifies for exemption

Wait: No wait

Transfer Restriction: The applicant is not restricted or required to wait for transfer of their next regulated firearm

Voluntary Registration

Voluntary registration is the registration of previously owned, regulated firearms. This is most commonly done when a person moved to Maryland from another state, prior to October 1, 2013.

HQL Requirement: No HQL required

Max. # of Regulated Firearms: No maximum

Wait: No wait

Transfer Restriction: Applicant is not restricted in the transfer of their next regulated firearm

Location: Application is completed by the applicant with an Application Type of Voluntary Registration and submitted directly to the MSP

An Applicant cannot enter a firearm as NEW, it must be listed as USED.

An Applicant cannot receive a firearm from another individual and submit a Voluntary Registration Application regardless if both parties are Maryland residents.

Inheritance

An inheritance occurs when weapons are transferred upon someone's death.

HQL Requirement: The recipient of the inheritance is not required to have an HQL

Max. # of Regulated Firearms: No maximum

Transfer Restriction: The applicant is not restricted or required to wait for transfer of their next regulated firearm

Location: Completed by the applicant with an Application Type of Inheritance and submitted directly to the MSP.

An Applicant cannot enter a firearm as NEW, it must be listed as USED.

There are three (3) options to complete an Inheritance transfer:

- 1. The firearm can be mailed to a MD Dealer and it can be completed as a Dealer Sale Application**
- 2. The firearm can be mailed to a MD Dealer and it can be completed as a Pawn Redemption along with an Inheritance 77R Application**
- 3. The Applicant can do a 77R Inheritance Application themselves.**

Gifts

Gifts may only be given between immediate family members. “Immediate family” is defined in statute as: spouse, child, mother, father, siblings, grandmother, grandfather, or grandchild. When this sale type is selected, the applicant/recipient must define their relationship to the seller/giver of the gift, e.g.: As the recipient of the gift, I am the [spouse] of the giver of the gift. Step parents, step siblings, in-laws, cousins, etc. do not qualify for a Gift.

The recipient of the regulated firearm gift is required to register the regulated firearm gift by completing and submitting a 77R within 5 days receiving the regulated firearm gift. A regulated firearm may be purchased as a gift by a purchaser with the intent to transfer to a third party (Recipient) after both the purchaser and recipient of the gift comply with the requirements of Public Safety Article Title 5 Subtitle 1 that relates to the possession, sale, rental, receipt, transfer, or purchase of a regulated firearm.

The firearm must be legitimately purchased as a bona fide gift for a third party. A gift is not bona fide if another person offered or gave the person completing the application money, service(s), or an item(s) of value to acquire the firearm from him/her, or if the person is prohibited by law from receiving or possessing the firearm.

HQL Requirement: HQL required by both applicant/recipient and seller/giver unless each qualifies individually for exemption

Max. # of Regulated Firearms: 1, unless applicant is a designated collector. Transfer Restriction: Applicant/recipient must wait 30 days for transfer of next regulated firearm unless applicant is a designated collector.

An Applicant cannot enter a firearm as NEW, it must be listed as USED.

The gift giver and recipient must BOTH be Maryland residents and the firearm cannot come from an individual outside of the State of Maryland.

HQL Exemptions

- A person may not purchase, rent, or receive a handgun after October 1, 2013 unless they possess a valid Handgun Qualification License (HQL) issued by the Maryland State Police or qualify for exemption status.

Exceptions to possession of the HQL License

1. A Licensed Firearms Manufacturer.
2. Active law enforcement officer or a person retired in good standing from a law enforcement agency of the United States (Federal Law Enforcement), the State, or a local law enforcement agency of the State.
3. Active or retired member of the United States Armed Forces or National Guard and possesses a valid military identification card.
4. A person purchasing, renting or receiving an antique, curio or relic as defined in federal law.
5. Maryland licensed firearms dealers. (Sole Proprietors)

HQL Exemptions (Continued)

- Required to have the HQL, but exempt from the training component
1. Someone who completed a firearms safety training course approved by the Secretary of the Department of Maryland State Police.
 2. Has completed a course of instruction in the competency and safety of firearms as prescribed under Natural Resources Article, §10-301.1, Annotated Code of Maryland. Application for the Maryland Department of Natural Resources Hunter Safety Course Certificate can be obtained from here and may be used in lieu of Qualified Handgun Instruction.
 3. Is currently a qualified handgun instructor.
 4. Is an honorably discharged member of the armed forces of the United States or National Guard.
 5. Is an employee of an armored car company who has a handgun permit issued by MSP.
 6. Lawfully owns a regulated firearm, you do not have to complete the training to apply for the Handgun Qualification License.

HQL Exemptions

- Current military members and Retired Military. Military Member must be on active duty or currently participating within their respective [Reserve, Guard, etc.] Service. Retired military members are those that have completed a qualifying amount of service for retirement (typically 20 years) and have a DD214 that states retired as the reason for separation. Medically retired are those military members that were on active duty and were removed for medical reasons; they have a DD214 that states medically separated or retired. Medically retired does not encompass a military member that completed their contractual service, petitioned the VA and received a disability rating (regardless of their rating).
- Current or retired law enforcement officers within the State of Maryland that are in Good Standing with their respective agency and have warrantless arrest powers in Maryland. Current or Retired Federal Law Enforcement Officers that are in Good Standing with their agency and had/have warrantless arrest powers in Maryland.
- Curio & Relic – HQL Exempt
- Lower Receivers – HQL Exempt
- NOT HQL EXEMPT
 - Handgun Frames – NOT HQL Exempt
 - Law Enforcement Officers from state or local agencies outside of the State of Maryland.
 - A Military Member is not HQL exempt until they have completed/ graduated their basic service entrance level training (Boot Camp, Naval Academy, etc.).

NICS REQUEST FOR PAWN / REDEMPTION

Effective January 1, 2020, all Maryland FFLs will contact the Maryland State Police Licensing Division for all handgun transfers. This will include the processing of pre-pawn, pawn redemption, and return of regulated firearms placed on consignment. This change in processing of NICS checks does not change the scope or requirements of Maryland's regulated firearms laws. The frame of a handgun (or the receiver of an assault weapon) is a "regulated firearm" under State law and the transfer of that frame or receiver requires the submission of an application (77R) to the State Police and a Federal (NICS) and State background check. However, the transfer of a receiver of a long gun, not enumerated as an assault weapon under State law (an "Other" category firearm under Federal law), does not require the submission of an application (77R) to the State Police. Further, the pre-pawn and redemption of any firearm (including, "Other" category frames and receivers) does not require a State application (77R) and State background check. Pre-pawn and redemption checks of State regulated firearms (handguns and assault weapons, and the frames and receivers of such firearms) will be submitted to the State Police for a FBI NICS check.

Pre-Pawn of a Handgun	Redemption of Handgun
Pre-Pawn of Other (Frame, Receiver, etc.) ***	Redemption of Other (Frame, Receiver, etc.) ***

*** MARYLAND REGULATED FIREARMS ONLY

NICS REQUEST FOR PAWN / REDEMPTION (Continued)

The law provides for a three business day response time. A business day is defined as a 24-hour day (beginning at 12:01 a.m. the day after the check is initiated) on which State offices are open. During normal business hours, the Maryland State Police anticipates completing the process within the same business day.

All Type 02 FFLs and Regulated Firearms Dealers requiring access to the NICS Request for Pawn / Redemption must register with Maryland State Police Licensing Division. Registration can be completed by contacting the Maryland State Police Licensing Division at:

Phone: 410-653-4500

Email: msp.firearmsregistration@maryland.gov

NICS REQUEST FOR PAWN / REDEMPTION (Continued)

The following list of transaction types can only be conducted by FFLs who are Maryland Regulated Firearms Dealers. These transactions will be conducted within the Maryland State Police Licensing Portal.

Sale of a Handgun	Private Sale of Other (Frame, Receiver, etc.)
Sale of Other (Frame, Receiver, etc.)	Private Sale Returned to Seller Handgun
Rental of a Handgun	Private Sale Returned to Seller Other (Frame, Receiver, etc.)
Private Sale of Handgun	

To access the Licensing Portal please click the link below:

[Licensing Portal](#)

All Maryland FFLs will continue to contact the FBI Criminal Justice Information Services Division's National Instant Criminal Background Check System (NICS) Section to obtain a Federal background check (NICS check) and NTN number for all non-regulated long gun transactions. This is inclusive of long gun frame or receiver transactions.

To initiate a long gun-related background check in the State of Maryland, please contact:

NICS Section

Phone: 1-877-FBI-NICS (324-6427) or via the NICS E-Check at
www.nicsezcheckfbi.gov

For additional information pertaining to NICS requests for handgun and regulated firearm transfers please contact:

Maryland State Police Licensing Division

Phone: 410-653-4621

Email: msp.firearmsregistration@maryland.gov

For additional information pertaining to NICS requests for long gun transfers please contact:

NICS Business Relations Team

Email: NICSliaison@fbi.gov NICSliaison@fbi.gov

Designated Collector Status

- A person may not purchase more than one regulated firearm in a 30-day period, unless that person is a Designated Firearms Collector. A person's last purchase or transfer must have been "not disapproved" – a New Resident Application does not qualify. (PS Article Section 5-129)
- How to Apply?
 - Fill out and submit the notarized Designated Collector Affidavit form and mail to the Firearms Registration Unit at the address on the Affidavit.
- How Much Does it Cost?
 - There is no cost associated with becoming a Designated Collector.
- Do I get a card with my collector status?
 - No. You will receive a letter explaining that you have been granted the status of a "Designated Collector". This status allows for multiple firearm purchases. If the letter is lost and the Applicant wants a replacement letter, they can contact MSP FRU.
- Does the Designated Collector Status Need to be Renewed?
 - Once issued, the Designated Collector status does not expire.

NEW RESIDENT REGISTRATION

- As part of the Firearms Safety Act of 2013 effective October 1, 2013, a person who moves into Maryland with the intent of becoming a resident shall register all regulated firearms with the Secretary of the Maryland Department of State Police within 90 days after establishing residency.
- The new resident registration shall include the make, model, manufacturer's serial number, caliber, type, barrel length, finish, and country of origin for each regulated firearms. The registration system is accessible online through MyLicense.
- The electronic registration fee will be \$15, regardless of the number of firearms registered.

CURIOS AND RELICS

A regulation implementing federal firearms laws, 27 CFR § 478.11, defines **curio or relic (C&R)** firearms as those which are of special interest to collectors by reason of some quality other than is associated with firearms intended for sporting use or as offensive or defensive weapons.

To be recognized as C&R items, firearms must fall within one of the following categories:

1. Firearms which were manufactured at least 50 years prior to the current date, but not including replicas of such firearms;
2. Firearms which are certified by the curator of a municipal, state, or federal museum which exhibits firearms to be curios or relics of museum interest; and
3. Any other firearms which derive a substantial part of their monetary value from the fact that they are novel, rare, bizarre, or because of their association with some historical figure, period, or event.

CURIOS AND RELICS (Continued)

- 03 FFL Licensed by BATF as a Collector of Curios and Relics 27 CFR 478.11

- With this license, you can:

1. Acquire curios and relics in any state and transport or bring those curios and relics back to the collector's state of residence.

2. Sell, trade, or transfer curios and relics to residents of the collector's state, as well as a licensee who does not reside in the collector's state of residence.

- This license allows you to acquire curio and relic firearms in interstate commerce; to transfer, sell, or deliver curio and relic firearms to another licensee who is a resident of any state; and to transfer curio and relic firearms to another licensee at a qualifying gun show or event in a state other than the collector's state of residence. A collector's license does not authorize a collector to engage in the business of dealing in firearms, even when those firearms are curios and relics.

CURIOS AND RELICS (Continued)

- **Note PS 5-204.1(iv):** C&R 03 FFL may only be utilized in Maryland to transfer a non-regulated rifle or shotgun when the transfer is for a curio or relic firearm and between collectors who each have in their possession a valid collector of curios and relics license, as the terms are defined in federal law or determinations published by the Bureau of Alcohol, Tobacco, Firearms, and Explosives.

Medical Marijuana

Federal Firearms Regulations Reference Guide

§ 478.11 Meaning of terms.

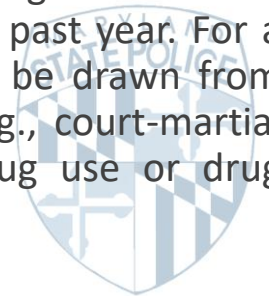
Controlled substance. A drug or other substance, or immediate precursor, as defined in section 102 of the Controlled Substances Act, 21 U.S.C. 802. The term includes, but is not limited to, marijuana, depressants, stimulants, and narcotic drugs. The term does not include distilled spirits, wine, malt beverages, or tobacco, as those terms are defined or used in Subtitle E of the Internal Revenue Code of 1954, as amended.



Medical Marijuana (CONTINUED)

Federal Firearms Regulations Reference Guide

Unlawful user of or addicted to any controlled substance. A person who uses a controlled substance and has lost the power of self-control with reference to the use of controlled substance; and any person who is a current user of a controlled substance in a manner other than as prescribed by a licensed physician. Such use is not limited to the use of drugs on a particular day, or within a matter of days or weeks before, but rather that the unlawful use has occurred recently enough to indicate that the individual is actively engaged in such conduct. A person may be an unlawful current user of a controlled substance even though the substance is not being used at the precise time the person seeks to acquire a firearm or receives or possesses a firearm. An inference of current use may be drawn from evidence of a recent use or possession of a controlled substance or a pattern of use or possession that reasonably covers the present time, e.g., a conviction for use or possession of a controlled substance within the past year; multiple arrests for such offenses within the past 5 years if the most recent arrest occurred within the past year; or persons found through a drug test to use a controlled substance unlawfully, provided that the test was administered within the past year. For a current or former member of the Armed Forces, an inference of current use may be drawn from recent disciplinary or other administrative action based on confirmed drug use, e.g., court-martial conviction, non-judicial punishment, or an administrative discharge based on drug use or drug rehabilitation failure.



Medical Marijuana

The screenshot shows the top portion of the Maryland Medical Cannabis Commission website. At the top right, there are links for Maryland.gov, State Directory, State Agencies, Online Services, and a Translate button. Below this is a search bar with the text "Enter search term" and a magnifying glass icon, and an "ALL" button. The main header features the Maryland state flag and the text "Maryland" with the state logo, and "NATALIE M. LaPRADE MARYLAND MEDICAL CANNABIS COMMISSION". A dark blue navigation bar contains the following menu items: HOME, ABOUT US, CONTACT US, DATA, STATISTICS, AND RESOURCES, FAQs, INDEPENDENT TESTING LABS, INDUSTRY DIRECTORY, LAWS AND REGULATIONS, and LEGISLATIVE REPORTS.

Consent Orders, Actions and Sanctions

- > Licensee Actions
- > Agent Actions
- > Patients and Caregivers Actions
- > Registrant Actions

Quick Links

- > Archives
- > News Release
- > PIA Requests
- > MMCC Commissioner Bio's
- > Commission Meetings
- > Committee Meetings
- > Bulletins
- > Reporting
- > MMCC Registry
- > Online Training
- > Purchase MMCC ID Card

Patient FAQ

- **Are medical cannabis patients and caregivers in Maryland protected against federal prosecution?**
- **Are patients required to pay \$50 for an MMCC ID card?**
- **Is it lawful for a medical cannabis patient to own or possess a firearm?**

No. Federal law bars medical cannabis patients from purchasing or possessing firearms. The Federal Gun Control Act, 18 U.S.C. § 922(g)(3), prohibits any person 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)' from shipping, transporting, receiving or possessing firearms or ammunition. Marijuana is listed in the Controlled Substances Act as a Schedule I controlled substance, and there are no exceptions in Federal law for marijuana purportedly used for medicinal purposes, even if such use is sanctioned by State law.

Medical cannabis patient information contained in Maryland's patient registry is considered confidential, protected health information and held in compliance with federal HIPAA regulations by the Maryland Medical Cannabis Commission. However, the Maryland State Police query individuals who seek to purchase a gun about their status as a medical cannabis patient and bar those who disclose that they are medical cannabis patients from making the transaction. Individuals who provide false information by failing to disclose that they are a medical cannabis patient when purchasing a firearm are in violation of federal statute, punishable by up to 10 years in prison and a fine of as much as \$250,000.

Holds & Disapprovals

HOLDS

- The Firearms Registration Unit (FRU) has the statutory authority to place a 77R Application on HOLD status for further investigation of an open disposition of a criminal proceeding pursuant to PS 5-125 in an Applicant's history. The 77R Application will show as being in a HOLD status and the Applicant will receive an email stating the 77R Application has been placed on HOLD.
- Only the Applicant can receive information from the FRU as to why their 77R Application has been placed on HOLD. No information will be released to anyone but the Applicant or their attorney. Please have the Applicant contact the FRU directly for further information and status.

DISAPPROVALS

- An Applicant's 77R Application can be "disapproved prohibited" or "disapproved other" for various reasons.
- A disapproval can be appealed to the Office of Administrative Hearings (OAH) and the Applicant will receive an email once he/she is disapproved informing them of the disapproval and directions on how to request an Appeal.

Holdings & Disapprovals (Continued)

HOLDS

- A licensee or other person may not sell, rent, or transfer a regulated firearm to a firearm applicant whose firearm application is placed on hold because of an open disposition of criminal proceedings against the firearm applicant or disapproved, unless the hold or disapproval has been subsequently withdrawn by the Secretary or overruled by a court in accordance with § 5-127 of this subtitle
- Only the Applicant can receive information from the FRU as to why their 77R Application has been placed on HOLD. No information will be released to anyone but the Applicant or their attorney. Please have the Applicant contact the FRU directly for further information and status.

Gun Shows

- **As a Maryland Regulated Firearms Dealer and FFL, you:**
 - **Out of State Gun Shows – cannot start any paperwork (4473 or 77R) at a gun show that takes place out of the State of Maryland. The Applicant will have to physically come to your licensed address in the State of Maryland to start the 4473 and 77R.**
 - **Gun Shows in the State of Maryland – Applicant can start the paperwork at the Maryland Gun Show (4473 and 77R).**
 - **Maryland Public Safety Article 5-130**

Common Errors

- **Firearm Information Verification**
 - Incorrect Serial number
 - **Drop down menu – must use drop down menu for new firearms or firearms manufactured after 1985. Cannot check “not listed” and type in information**
- **Occupation – Occupation must be in compliance with the Public Safety Article.** An actual occupation must be listed and not a company (i.e. – “Walmart” is not acceptable). “Business Owner” is acceptable, but “Self Employed” is not. “None”, “N/A” and “Other” are not acceptable. See MSP Advisory dated December 2, 2020.
- **Applicant information incorrect**
 - Incorrect name / full name must be a match for the name on the driver’s license; Incorrect soundex number, DOB, SSN, HQL
- **Applicant does not have an HQL, HQL number on the 77R Application is incorrect or the Applicant is not actually HQL exempt.**

Firearms Registration Unit

LiveHelp

When in doubt, reach out!

We do not recommend guessing, assuming or asking another dealer

LiveHelp is always available

Please use Livehelp





MSP Licensing Division · ID: 990000

1111 Reisterstown Road, Pikesville, MD 21208 · (410) 653-4621

SEARCH

SUBMITTED APPLICATIONS

FINAL DISPOSITIONS

ARCHIVED APPLICATIONS

MESSAGES

REPORTS

Applications Eligible for Firearm Transfer



Application Search

Application #*

Application Number is required




Applicant Last Name*

2024 Dealer Day PowerPoint Web Link

- PowerPoint located on Maryland State Police webpage at the link below under Dealer Seminar PowerPoints Dealer Day 2024

<https://mdsp.maryland.gov/Organization/Pages/CriminalInvestigationBureau/LicensingDivision/Firearms/FirearmsDealers.aspx>

☰ **Firearms Dealers : Dealer Seminar Powerpoints** (3)

	Dealer Seminar 2015	Firearms Dealer	PDFs of the PowerPoint slides shared at the 2015 Dealer Seminar
	Dealer Seminar 2014	Firearms Dealer	PDF of the PowerPoint slides shared at the 2014 Dealer Seminar.
	Dealer Seminar 2013	Firearms Dealer	PDF of PowerPoint slides from the 2013 Dealer Seminar.



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