

# HULL POLICE FIREARM PERMIT PROCEDURES

## LICENSE TO CARRY (Including Renewals) FIREARMS IDENTIFICATION CARDS PERMITS TO PURCHASE

Dear Applicant,

The following is information concerning Firearms Identification Cards, Permits to Purchase Firearms and License To Carry Firearms.

1. All such items shall be issued by appointment during the hours the *Firearms Licensing Officer* is on duty at headquarters and available.
2. No license or permit shall be issued without the applicant first submitting a completed and legible application in person to the *Firearms Licensing Officer*, a full set of fingerprints, all necessary letters, photos, certifications, processing fee and any other material documentation presently or in the future required.
  - a. For a *License To Carry or Renewal of License To Carry Firearms*, notarized letters of recommendation from three (3) persons of good character, excluding relatives, are required, as well as two (2) photographs of the applicant, 1" x 1" in size.
  - b. All applicants for a *Firearms Identification Card or License To Carry* should have a strong knowledge of the care and safety of firearms and shall review Massachusetts General Law Chapter 269, Section 10, Chapter 269, Section 12E, and Chapter 140. Section 121 (not all inclusive) and any other laws relative to firearms use and possession, etc.
  - c. All applicants are required to document their proficiency in the proper and safe handling of firearms to the licensing authority or designee. To accomplish this task the applicant shall complete a firearm safety course approved by the Colonel of the Department of State Police. A certificate issued by a certified instructor shall be submitted with the application. **THIS REQUIREMENT DOES NOT APPLY FOR FID CARD ISSUED FOR "MACE OR PEPPER SPRAY" ONLY.** This written confirmation of proficiency is available by contacting one or more of the approved and certified by the Department of State Police sporting, firearms, rod and gun clubs or private instructors and satisfactorily completing said course.

d. If an applicant for a *License To Carry Firearms* applies to have said license issued for *Protection Of Life*, the applicant shall submit a *NOTARIZED* letter stating the reasons for the request. If reasons are because of employment, the *LETTER OF NOTORIZATION* must emanate from the applicants employer and state the reason or reasons for said request. Additional documentation and or verification of said need or reasons may be required. If a valid need or reason is not established, or if the applicant is an unsuitable person or is otherwise disqualified by statute (see list of disqualifiers) from possessing a *License To Carry Firearms*, as determined by the licensing authority, said License To Carry Firearms or Renewal of License To Carry shall not issue.

3. All applicants should allow a minimum of THIRTY (30) DAYS for the fingerprint and record checks to be returned to the licensing authority from the Colonel of the Department of State Police.

### **IMPORTANT NOTE:**

All applicants for a *License to Carry Firearms* or a *Firearms Identification Card* shall take note that under the Federal Firearms Laws, Title 1 of The Gun Control Act of 1968, Chapter 44, Section 922, Paragraph (g), Line (1), it is unlawful for any person to possess firearms who has been convicted in any court of a crime which is punishable by imprisonment for a term exceeding one year. Any violations of said Federal Statute is a criminal offense and applicants may be subject to prosecution under Federal Law.

## **FEE STRUCTURE**

4. There is a charge of **\$100.00** for a *Firearms Identification Card whether approved or not and payable upon application*. This license is valid for four years unless revoked or suspended. **EXCEPTIONS:** \* There is a one time fee of \$100.00 for FID Cards issued solely for pepper spray or mace only and renewals are performed without charge.

There is a charge of **\$100.00** for a *License To Carry a Firearm whether approved or not and payable upon application*. A license issued to carry a firearm or renewal shall be for a period not to exceed four years unless revoked or suspended, expiring on the anniversary of the applicant's date of birth.

Please make one check payable to the **Town of Hull** in the amount of \$100.00

**FEES ARE NOT REFUNDABLE**

## FID CARDS

### Entitles the holder to:

Possess non-large capacity rifles and shotguns  
Possess large capacity and non-large capacity firearms, or large capacity rifles and shotguns and feeding devices therefore only at a gun club with a Class A LTC, or at a range or club under supervision of someone with a Class A LTC; or  
Possess Mace

### Does not entitle holder to:

Possess firearms, or large capacity rifles and shotguns

## LICENSES TO CARRY

### CLASS A

#### Entitles the holder to:

Purchase, rent, lease, borrow, carry and possess firearms, including large capacity firearms, large capacity ammunition feeding devices and ammunition, subject to restrictions licensing authority may impose.

Purchase, rent, lease, borrow, carry and possess rifles and shotguns, including large capacity rifles and shotguns and feeding devices, subject to restrictions licensing authority may impose.

Violation of a restriction is punishable by fine, not a violation of 269, § 10.

### CLASS B

#### Entitles the holder to:

Purchase, rent, lease, borrow, carry and possess non-large capacity firearms, feeding devices and ammunition, subject to the restrictions licensing authority may impose.

Purchase, rent, lease, borrow, carry and possess rifles and shotguns, including large capacity rifles, shotguns and feeding devices, subject to the restrictions licensing authority may impose.

Possess large capacity firearms only at a gun club with a Class A card, or at a range or club under supervision of someone with a Class A card; or

Possess Mace

Violation of a license restriction is punishable by fine, not a violation of 269, § 10.

#### DOES NOT entitle the holder to:

Purchase any large capacity weapon or ammunition feeding device

Carry or possess a loaded firearm in a concealed manner on a public way

• **A large capacity weapon is: any firearm, rifle or shotgun (I) that is semiautomatic with a fixed large capacity feeding device (capable of accepting or can be readily converted to accept more than 10 (ten) rounds of ammunition or more than 5 (five) shotgun shells); (II) that is semiautomatic and capable of accepting or readily modifiable to accept, any detachable large capacity feeding device; (III) that employs a rotating cylinder capable of accepting more than 10 (ten) rounds of ammunition in a rifle or firearm and more than 5 (five) shotgun shells in a shotgun; or (IV) that is an assault weapon.**

**HULL POLICE DEPARTMENT  
DISQUALIFIERS FOR ALL TYPES OF FIREARMS LICENSES**

1. A CONVICTION (OR ADJUDICATED DELINQUENT OR AS A YOUTHFUL OFFENDER) FOR A FELONY, A MISDEMEANOR PUNISHABLE BY MORE THAN TWO YEARS IMPRISONMENT, A VIOLENT CRIME, WEAPONS OR DRUG OFFENSE.

EXCEPTION: EXCEPT FOR THE COMMISSION OF A VIOLENT CRIME OR A CRIME INVOLVING THE TRAFFICKING OF WEAPONS OR DRUGS, FIVE YEARS AFTER RELEASE FROM CONFINEMENT, PROBATION OR PAROLE THIS DISQUALIFIER IS REMOVED.

2. CONFINEMENT TO ANY HOSPITAL OR INSTITUTION FOR MENTAL ILLNESS, UNLESS YOU SUBMIT AN AFFIDAVIT OF A REGISTERED PHYSICIAN ATTESTING THAT SUCH PHYSICIAN IS FAMILIAR WITH YOUR MENTAL ILLNESS AND THAT IN SUCH PHYSICIAN'S OPINION YOU ARE NOT DISABLED BY SUCH ILLNESS IN A MANNER THAT SHOULD PREVENT YOU FROM POSSESSING A FIREARM, RIFLE OR SHOTGUN.

3. ARE OR HAVE BEEN UNDER TREATMENT FOR OR CONFINEMENT FOR DRUG ADDICTION OR HABITUAL DRUNKENNESS.

EXCEPTION: UPON THE PASSAGE OF 5 (FIVE) YEARS FROM THE DATE OF CONFINEMENT OR TREATMENT AND UPON PRESENTATION OF AN AFFIDAVIT ISSUED BY YOUR PHYSICIAN TO THE EFFECT THAT HE OR SHE KNOWS YOUR HISTORY OF TREATMENT AND IN HIS OR HER OPINION YOU ARE DEEMED CURED, THIS DISQUALIFIER IS REMOVED.

4. LESS THAN 18 (EIGHTEEN) YEARS OF AGE.

EXCEPTION: IF YOU ARE 15, 16 OR 17 YEARS OLD, AND SUBMIT A NOTARIZED LETTER FROM YOUR PARENT OR GUARDIAN GRANTING THE APPLICANTS PERMISSION TO APPLY FOR A CARD.

5. ARE AN ALIEN.

6. ARE CURRENTLY THE SUBJECT TO AN ORDER FOR SUSPENSION OR SURRENDER ISSUED PURSUANT TO SECTION 3B OR 3C OF CHAPTER 209A OR A SIMILAR ORDER ISSUED BY ANOTHER JURISDICTION, OR A PERMANENT OR TEMPORARY PROTECTION ORDER ISSUED PURSUANT TO CHAPTER 209A OR A SIMILAR ORDER ISSUED BY ANOTHER JURISDICTION.

7. ARE CURRENTLY THE SUBJECT OF AN OUTSTANDING ARREST WARRANT IN ANY STATE OR FEDERAL JURISDICTION.

DISQUALIFIERS FOR ALL OTHER LICENSES (CLASS A LICENSE TO CARRY FIREARMS, CLASS B LICENSE TO CARRY FIREARMS, PERMIT TO PURCHASE AND LICENSE TO POSSESS A MACHINE GUN).

WITH TWO EXCEPTIONS, THE DISQUALIFIERS ARE THE SAME AS THE DISQUALIFIERS FOR THE FIREARMS IDENTIFICATION CARD.

1. THE EXCEPTION IN PARAGRAPH 1 ABOVE DOES NOT APPLY HERE. ANY FELONY CONVICTION, A MISDEMEANOR CONVICTION PUNISHABLE BY MORE THAN (2) TWO YEARS IN PRISON, A VIOLENT CRIME CONVICTION PUNISHABLE BY MORE THAN 1 YEAR IN JAIL OR A WEAPONS OR DRUG OFFENSE CONVICTION DISQUALIFIES YOU FOR LIFE FROM OBTAINING ONE OF THESE LICENSES.
2. ARE UNDER 21 YEARS OF AGE, YOU MUST BE 21 OR OLDER TO APPLY.

"VIOLENT CRIME" - SHALL MEAN ANY CRIME PUNISHABLE BY IMPRISONMENT FOR A TERM EXCEEDING ONE YEAR, OR ANY ACT OF JUVENILE DELINQUENCY INVOLVING THE USE OR POSSESSION OF ANY DEADLY WEAPON THAT WOULD BE PUNISHABLE BY IMPRISONMENT FOR SUCH TERM IS COMMITTED BY AN ADULT, THAT HAS AS AN ELEMENT THE USE, ATTEMPTED USE OR THREATENED USE OF PHYSICAL FORCE OR A DEADLY WEAPON AGAINST THE PERSON OF ANOTHER IN BURGLARY, EXTORTION, ARSON OR KIDNAPPING, INVOLVES THE USE OF EXPLOSIVES, OR OTHERWISE INVOLVES CONDUCT THAT PRESENTS A SERIOUS RISK OF PHYSICAL INJURY TO ANOTHER. A SIMPLE ASSAULT AND BATTERY IS CONSIDERED A VIOLENT CRIME UNDER THIS NEW LAW.

## **MASSACHUSETTS 1998 GUN CONTROL ACT**

### **Misdemeanor Conviction Disqualifier for FID cards and LTC's**

Under Massachusetts law, misdemeanors punishable by imprisonment for more than two years<sup>1</sup> include the following offenses<sup>2</sup>:

#### *Crimes Against the Person:*

Assault (c. 265, § 13A)  
Assault & Battery (c. 265, § 13A)  
A&B on Public Employee (c. 265, § 13D)  
A&B on Ambulance Personnel (c. 265, § 13I)  
Permitting Injury to a Child (c. 265, § 13J)  
Gross Negligence by Common Carrier (c. 265, § 30)  
A&B/Property Damage to Intimidate (c. 265, § 39)  
Causing Injury in a Physical Exercise Program (c. 265, § 40)  
Resisting Arrest (c. 268, § 32B)

#### *Crimes Against Property*

False Statement to Insurer (c. 266, § 11B)  
Failure to Report Hotel Fire (c. 266, 13A)  
Larceny from Common Carrier/Business (c. 266, § 30(1))  
Larceny Under \$250 from Elder/Disabled Person (c. 266, § 30(5))  
Shoplifting Over \$100 (c. 266, § 30A)  
Falsely Obtaining Commercial Computer Service(c. 266, § 33A)  
Receipt of Deposit by Insolvent Bank (c. 266, § 54)  
Receiving Stolen Property Under \$250 (c. 266, § 60)  
Obstruction of Medical Facility - Subseq. Offense (c. 266, § 120E)  
Wanton Destruction Property Over \$250 (c. 266, § 127)  
Destruction Church/School Property (c. 266, § 127A)  
Destruction Jail Property (c. 266, § 130)

#### *Motor Vehicle Offenses:*

Operating after Suspension for OUI/MVH, etc. (c. 90, § 23)  
Operating Under the Influence (c. 90, § 24(1)) - AFTER MAY 1994  
Motor Vehicle Homicide While OUI and OTE (c. 90, § 24G(b))  
OUI with Serious Bodily Injury (c. 90, § 24L(2))  
OUI on a Vessel (c. 90B, § 8(a))  
OUI on a Vessel With Serious Bodily Injury (c. 90B, § 8A(1))  
Homicide by Vessel While OUI and OTE (c. 90B, § 8B(2))

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<sup>1</sup> Excluding weapons related and controlled substance offenses, which are disqualifiers on a separate basis.

<sup>2</sup> Please note that this list may not be exhaustive. When in doubt, reference should be made to the current version of the relevant statute.