

501 CMR: EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

501 CMR __.00: LICENSING AUTHORITY TRAINING SEMINARS AND
FIREARMS DEALER ONLINE TRAINING PROGRAM

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__.01: Purpose

The purpose of 501 CMR __ is to establish rules and regulations governing training seminars for licensing authorities and online training programs for Massachusetts-licensed firearm dealers as required by M.G.L. c. 140, § 125.

__.02: Definitions

Ammunition: Cartridges cases, primers (igniter), bullets or propellant powder designed for use in any firearm, rifle or shotgun. The term “ammunition” shall also mean tear gas cartridges.

Executive Office of Public Safety and Security (EOPSS): The Commonwealth agency responsible for developing and administering licensing authority training seminars and the online training program for firearms dealers.

Firearms Dealer: An individual issued a license to sell, rent, lease, purchase or otherwise transfer firearms and ammunition thereof pursuant to M.G.L. c. 140, § 122.

Firearms Dealer Training Program: Online training program developed and administered by EOPSS that must be completed by anyone seeking a license to sell firearms and ammunition or to be a gunsmith pursuant to M.G.L. c. 140, § 122 or renewal thereof.

Firearms Dealer Training Certificate: Electronic certificate issued upon completion of the firearms dealer online training program.

Firearms Identification Card (FID): Allows holder to purchase, transfer, possess and carry non-large capacity or semi-automatic rifles and shotguns, and ammunition therefor.

Gunsmith: A person who engages in the business of repairing, altering, cleaning, polishing, engraving, blueing or performing any mechanical operation on any firearm.

License to Carry Firearms (LTC): Allows the holder to purchase, rent, lease, borrow, possess, and carry firearms, including large capacity firearms and feeding devices, and ammunition therefor.

Licensing Authority: The chief of police or person authorized by them to approve or deny applications for licenses, or if no such chief or officer exists the Colonel of the state police or their designee, in accordance with M.G.L. c. 140, § 121, M.G.L. c. 140, § 121F, M.G.L. c.140, § 122, M.G.L. c. 140, § 129B, M.G.L. c. 140, § 131, and M.G.L. c.140, § 131F.

Licensing Authority Training Seminars: Training seminars developed and administered by EOPSS that must be completed by licensing authorities and licensing officers and employees responsible for processing firearms licenses in the Commonwealth of Massachusetts.

Licensing Officer: Law enforcement officer designated by the licensing authority to oversee the issuance, maintenance and renewal of licenses issued pursuant to M.G.L. c. 140, § 131, M.G.L. c. 140, § 129B, and M.G.L. c.140, § 122.

Massachusetts Department of State Police (MSP): Law enforcement agency with state-wide jurisdiction.

Municipal Police Training Committee (MPTC): Agency responsible for development of training standards for law enforcement officers certified by the Peace Officer Standards and Training Commission established under M.G.L. c. 6E.

.03: Licensing Authority Training Seminar Applicability

- Licensing authority training seminars will consist of a general training seminar along with additional supplemental training as deemed necessary by EOPSS in its discretion to account for procedural, statutory, regulatory, or case-related updates.
- The general training seminar must be completed by all licensing authorities and licensing officers/employees. Such training shall be completed within 1 year of receiving such designation.

.04: Licensing Authority Training Seminar Curriculum

Curriculum for licensing authority training seminars shall include, at a minimum, the following topics as described in M.G.L. c. 140, § 125(a):

- (1) Current laws, regulations and rules relating to M.G.L. c. 140;
- (2) Licensing responsibilities;
- (3) Record keeping obligations;
- (4) Firearm surrender;
- (5) Registration and tracing;
- (6) Responsibilities and requirements regarding the annual inspection of establishments license under M.G.L. c. 140, § 122; and
- (7) Electronic database use.

In addition to the above-listed minimum requirements, licensing authority training seminars may also include information regarding other laws that EOPSS, in its discretion, deems relevant.

.05: Firearms Dealer Training Technical Requirements

Firearms dealer training program will be available online in an electronic format prescribed by EOPSS. To access and complete the firearms dealer training program, individuals must have access to:

- (1) An internet connection;
- (2) A computer or device capable of connecting to the internet; and
- (3) A myMass.gov account.

.06: Firearms Dealer Training Program Applicability

The firearms dealer online training program must be completed by any person seeking issuance of a license to sell firearms and ammunition or to be in business as a gunsmith pursuant

to M.G.L. c. 140, § 122. The training program must also be completed prior to each application seeking renewal of a license to sell firearms and ammunition or to be in business as a gunsmith pursuant to M.G.L. c. 140, § 122.

.07: Firearms Dealer Training Program Curriculum

The curriculum for the firearms dealer online training shall include, at a minimum, the following topics as described in M.G.L. c. 140, § 125(c):

- (1) Uniform standards of security for business premises;
- (2) Employee background check and training requirements; and
- (3) Information on requirements and conditions contained in M.G.L. c. 140.

In addition to the above-listed minimum requirements, the online firearms dealer training program may also include information regarding other laws that EOPSS, in its discretion, deems relevant.

.08: Firearms Dealer Training Program Certificate

- Upon completion of the online firearms dealer training program the participant will be issued an electronic certificate of program completion.
- Certificates of program completion will remain valid for three years from the date of issuance.
- The participant must download and maintain a copy of the certificate of completion for submission to the licensing authority with the application for issuance or renewal of a license to sell pursuant to M.G.L. c. 140, § 122.
- An application for issuance or renewal of a license to sell pursuant to M.G.L. c. 140, § 122 will not be accepted or processed unless it is accompanied by a valid, unexpired certificate of program completion for the online firearms dealer training program.

.09: Severability

If any article, section subsection, sentence, clause or phrase of 501 CRM __.00 is for any reason determined to be unconstitutional, contrary to the statute, in excess of authority, or

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otherwise inoperative, such determination shall not affect the validity of any other article, section, subsection, sentence, clause or phrase of 501 CMR __.00.

REGULATORY AUTHORITY

501 CMR __.00; M.G.L. c. 140, § 125.