

## SAMPLE FORM MSP 77R-1

This form contains questions asked by the Maryland State Police when determining if a person is eligible to possess a firearm. Providing this form to the public does not constitute legal advice regarding whether an individual is legally prohibited from possessing a firearm. If you have any questions about whether you are legally prohibited from possessing a firearm for any reason, you should consult an attorney.

The Maryland Attorney General's Office has posted this Maryland State Police form for informational purposes only. Please do not make any attempt to fill out and submit this form to the Maryland Attorney General's Office.

**MARYLAND STATE POLICE  
APPLICATION AND AFFIDAVIT TO PURCHASE A REGULATED FIREARM**

**PART 1 (Page 1 of 2)**

Application # \_\_\_\_\_

**INSTRUCTIONS:** The transferee (purchaser) or voluntary registrant must complete both pages of Part 1 of this Application prior to completing Part 2. Answer all questions on this page in the space provided to the right of each question. After answering a question, sign your initials in the space provided. Dealers or transferors (sellers) must visually inspect an official document provided by the transferee to verify that the transferee either possesses a Handgun Qualification License or is exempt from the requirement to possess one before purchasing a regulated firearm.

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

**SECTION 1**

**Handgun Qualification License Number:** \_\_\_\_\_

Exceptions to possession of the Handgun Qualification License:

(Individuals deemed exempt must provide the proper documentation to a Regulated Firearms Dealer prior to purchasing a firearm.)

- Licensed Firearms Manufacturer. Verification: \_\_\_\_\_
- Current law enforcement officer or person retired in good standing from a law enforcement agency of the United States, the State, or a local law enforcement agency in the State. Department: \_\_\_\_\_ ID#: \_\_\_\_\_
- Active member or retired member of the armed forces of the United States or National Guard.  
Branch: \_\_\_\_\_ ID#: \_\_\_\_\_
- Person purchasing, renting, or receiving an antique, curio, or relic as defined in federal law or in determinations published by the Bureau of Alcohol, Tobacco, Firearms and Explosives.

You may not complete the application unless you possess a valid Handgun Qualification License (HQL) or are exempt.

**SECTION 2**

- |   |                  |
|---|------------------|
| 1. Are you <u>under</u> 21 years of age?  | O Yes O No       |
|   | Initial: _____   |
| 2. Are you participating in a straw purchase of a regulated firearm? (Straw purchase means a transaction in which an individual uses another person, known as the straw purchaser, to complete the application to purchase a regulated firearm, take initial possession of that firearm and subsequently transfer that firearm to the first individual.)  | O Yes O No       |
|   | Initial: _____   |
| 3. Have you ever been convicted of a crime of violence? (The term crime of violence means: abduction; arson in the first degree; assault in the first or second degree; burglary in the first, second, or third degree; carjacking and armed carjacking; escape in the first degree; kidnapping; voluntary manslaughter; maiming as previously prohibited under former Article 27, §386 of the Code; mayhem as previously prohibited under former Article 27, §384 of the Code; murder in the first or second degree; rape in the first or second degree; robbery; robbery with a dangerous weapon; sexual offense in the first, second, or third degree; an attempt to commit any of the crimes listed above; or assault with intent to commit any of the crimes listed above or assault with intent to commit a crime punishable by imprisonment for more than 1 year.) | O Yes O No       |
|   | Initial: _____   |
| 4. Have you ever received probation before judgment (PBJ) for a crime of violence? (Refer to question #3 for the definition of a crime of violence. This question does not apply to PBJ for assault in the second degree or to an expunged PBJ.)  | O Yes O No       |
|   | Initial: _____   |
| 5. Have you ever received probation before judgment (PBJ) in a domestically related crime? (Domestically related crime means a crime committed by a defendant against a victim who is a person eligible for relief, as defined in §4-501 of the Family Law Article, or who had a sexual relationship with the defendant within 12 months before the commission of the crime. This question does not apply to an expunged PBJ.)  | O Yes O No       |
|   | Initial: _____   |
| <u>Applies to questions #6, 7 and 8:</u> Examples of prohibiting offenses include, but are not limited to: assault, battery, resisting arrest, obstructing and hindering a police officer, drug offenses, weapons offenses, and theft offenses. These are only examples; there are other prohibiting offenses. <b>IF YOU ARE UNSURE OF THE MAXIMUM PENALTY UNDER MARYLAND LAW, DO NOT PROCEED. FIND OUT WHAT THE MAXIMUM PENALTY UNDER MARYLAND LAW IS FOR THE OFFENSE OF WHICH YOU WERE CONVICTED.</b>   |                  |
| 6. Have you ever been convicted in Maryland or elsewhere of a felony?   | O Yes O No       |
|   | Initial: _____   |
| 7. Have you ever been convicted in Maryland or elsewhere of a <b>misdemeanor</b> which, under Maryland law, carries a maximum penalty of more than 2 years? IT DOES NOT MATTER WHAT SENTENCE YOU ACTUALLY RECEIVED, EVEN IF YOU ONLY RECEIVED PROBATION.  | O Yes O No       |
|   | Initial: _____   |
| 8. Have you ever been convicted in Maryland or elsewhere of a <b>common law offense</b> for which you received a sentence of more than 2 years? EVEN IF THE SENTENCE WAS PARTIALLY OR COMPLETELY SUSPENDED, OR EVEN IF YOU ONLY RECEIVED PROBATION.   | O Yes O No       |
|   | Initial: _____   |
| 9. If you are under 30 years of age at the time of completing this application: Have you ever been adjudicated delinquent by a juvenile court for any violation classified as a felony in Maryland if committed by an adult?  | O Yes O No O N/A |
|   | Initial: _____   |
| 10. If you are under 30 years of age at the time of completing this application: Have you ever been adjudicated delinquent by a juvenile court for any violation classified as a misdemeanor in Maryland that carries a maximum penalty of more than 2 years if committed by an adult? IT DOES NOT MATTER WHAT SENTENCE YOU ACTUALLY RECEIVED, EVEN IF YOU ONLY RECEIVED PROBATION.   | O Yes O No O N/A |
|   | Initial: _____   |
| 11. If you are under 30 years of age at the time of completing this application: Have you ever been adjudicated delinquent by a juvenile court for a crime of violence? (Refer to question #3 for the definition of a crime of violence.)   | O Yes O No O N/A |
|   | Initial: _____   |

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**MARYLAND STATE POLICE  
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**PART 1 (Page 2 of 2)**

Application # \_\_\_\_\_

12. Are you the respondent against whom a current non ex parte civil protective order has been entered under §4-506 of the Family Law Article, or against whom an order for protection issued by a court of another state or Native American tribe as defined in §4-508.1 of the Family Article, has been issued and is in effect?	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
13. Are you presently charged with a crime punishable by imprisonment for a term exceeding 1 year or are you wanted by a law enforcement agency for the commission of a crime?	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
14. Are you a habitual drunkard? (Habitual drunkard means any person who has been found guilty of any 3 alcohol offenses, one of which occurred within the past 12 months.)	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
15. Are you an addict or habitual user of any controlled dangerous substance? (Habitual user of a controlled dangerous substance means any person who has been found guilty of 2 controlled dangerous substance offenses, one of which occurred within the past 5 years.)	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
16. Have you ever been dishonorably discharged from the armed forces of the United States?	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
17. Have you ever renounced your United States citizenship? What is your country of citizenship? _____	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
18. Are you illegally or unlawfully in the United States? If you are not a citizen of the United States, what is your INS-issued alien number or admission number? _____	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
If a truthful answer to any of the above 18 questions is "yes," it is a <u>violation of law</u> for you to purchase or possess a firearm. Providing a false answer to any of these questions is a crime and may result in imprisonment and a fine. <b>(DO NOT PROCEED)</b>	
19. Do you suffer from a mental disorder, as defined in §10-101(f)(2) of the Health-General Article, and have a history of violent behavior against yourself or another? ("Mental disorder" includes a mental illness that so substantially impairs the mental or emotional functioning of an individual as to make care or treatment necessary or advisable for the welfare of the individual or for the safety of the person or property of another.)	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
20. Have you ever been voluntarily admitted for more than 30 consecutive days or involuntarily committed for any amount of time to a facility or institution, as defined in §10-101 of the Health General Act, that provides treatment or services for individuals with mental disorders?	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
21. Have you ever been found not criminally responsible or incompetent to stand trial due to a mental disorder or disorders?	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
22. Are you currently under the protection of a guardian appointed by a court under §13-201(c) or §13-705 of the Estates and Trusts Article for any reason other than physical disability?	<input type="radio"/> Yes <input type="radio"/> No Initial: _____
If a truthful answer to any of the above 4 questions is "yes," it is a <u>violation of law</u> for you to purchase or possess a firearm unless you attach a certificate issued by the Department of Health and Mental Hygiene affirming your mental competence to possess a firearm. Providing a false answer to any of these questions is a crime and may result in imprisonment and a fine. <b>(DO NOT PROCEED)</b>	
23. If you are NOT a designated collector: Have you purchased a regulated firearm within the past 30 days? If yes, give date: ____/____/____.	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A Initial: _____
24. If a regulated firearm is lost or stolen, the owner of the regulated firearms shall report the loss or theft to the local law enforcement agency within 72 hours after the owner first discovers the loss or theft. THE OWNER MUST ALSO NOTIFY ANY SUBSEQUENT RECIPIENT OF THE FIREARM OF THIS REQUIREMENT.	Initial: _____
<b>NOTICE: 7-Day Waiting Period.</b> A dealer or other person may not sell, rent, transfer, or purchase a regulated firearm until after 7 days following the time a firearm application is forwarded to the Maryland State Police. For a secondary sale or transfer, the application must be forwarded by a dealer or a designated law enforcement agency.	
<b>Signature of Transferee / Voluntary Registrant and Transferor</b> <i>(Sign upon completing Part 1 of this Application)</i>	
I certify under the penalty of perjury that the information contained in this Application is true and accurate. I understand that any false or omitted information can result in the disapproval of this Application and lead to my arrest.	
<b>INCOMPLETE / UNREADABLE APPLICATIONS WILL AUTOMATICALLY BE DISAPPROVED. NO EXCEPTIONS.</b>	
Transferee/Voluntary Registrant: _____	Date: ____/____/____
Transferor/Dealer: _____	Date: ____/____/____

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