Form Approved : OMB No. 1512-0029 (09/30/95)

DEPARTMENT OF THE TREASURY - BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

APPLICATION FOR REGISTRATION OF FIREARMS ACQUIRED BY CERTAIN GOVERNMENTAL ENTITIES

(Submit in duplicate)

PLEASE READ INSTRUCTIONS ON REVERSE CAREFULLY BEFORE COMPLETING THIS FORM

TO: The Director, Bureau of Alcohol, Tobacco and Firearms, Washington, D.C. 20226

The undersigned hereby makes application to register to the governmental entity identified in this application the firearm described below.

1. NAME AND COMPLETE ADDRESS *(Including ZIP code)* OF DEPARTMENT OR AGENCY MAKING APPLICA TION TO REGISTER FIREARM

27 CFR 179.104 Provides for limited registration of otherwise unregistrable firearms by certain governmental entities, for official use only. If this application is approved, it is with the condition that the firearm is for "OFFICIAL USE ONLY."

2. TELEPHONE NUMBER *(Include Area Code)*

3. DESCRIPTION OF FIREARM *(Complete items (a) through (h).)*

NAME AND ADDRESS OF MANUFACTURER AND/OR IMPORTER OF FIREARM	TYPE OF FIREARM *(See Definitions)*	*(CHECK ONE)* ☐ CALIBER ☐ GAUGE ☐ SIZE	MODEL	LENGTH *(Inches)* OF BARREL	LENGTH *(Inches)* OVER-ALL	SERIAL NUMBER *(See Instruction 1)*
a	*b*	*c*	*d*	*e*	*f*	*g*

h. ADDITIONAL DESCRIPTION *(Include all numbers on firearm, and location of each number. If firearm is unserviceable, describe how it was made unserviceable.)*

4. LOCATION WHERE FIREARMS IS USUALLY KEPT

5. FROM WHOM WAS FIREARM RECEIVED? *(Optional response - This information may assist ATF in removing records relating to previous registrations of this firearm.)*

I CERTIFY THAT the above described firearm is for OFFICIAL USE ONLY and that I have examined this application and, to the best of my knowledge and belief, it is true, correct and complete.

6. SIGNATURE OF AUTHORIZED OFFICIAL *(See Instruction 1)*	7. PRINT NAME AND TITLE OF AUTHORIZED OFFICIAL	8. DATE

SPACE BELOW IS FOR USE BY THE BUREAU OF ATF - Please do not write below

By authority of the Director, Bureau of Alcohol, Tobacco and Firearms this application has been examined and the registration of the described firearm to the government entity described above is:

☐ **APPROVED FOR OFFICIAL USE**

☐ **DISAPPROVED**

REMARKS:

AUTHORIZED ATF OFFICIAL

DATE

SPECIAL NOTICE

1. If a firearm is registered to the person from whom you obtained it, that person may submit ATF Form 5 for the tax exempt transfer of the firearm to you, in lieu of you submission of ATF Form 10. If the transfer is ap-proved, the restriction on further transfer of the firearm which applies to firearms registered on ATF Form 10 would not apply.

2. Title 27 CFR 179.104 provides that any state, any political subdivision thereof, or any official police organization of such a governmental entity engaged in criminal investigations which acquires for official use a National Firearms Act weapon not registered to it, such as by abandonment or by forfeiture, will register such firearm with the Director by filing ATF Form 10, Application for Registration of Firearms Acquired by Certain Governmental Entities, and that such registration shall become a part of the National Firearms Registration and Transfer Record. Registration of such firearms has been required since passage of the original National Firearms Act in 1934. On April 15, 1971, the Supreme Court decided in the matter of *U.S. vs. Freed, et al.*, and noted that, "only possessors who lawfully make, manufacture, or import firearms can and must register them." However, in order to assist law enforcement agencies, while curtailing the flow of "gangster type" weapons into interstate commerce, the cited regulation was promulgated to permit the limited registration of firearms by governmental entities for official use only. When registration of a firearm on this form by a governmental entity is approved, the Bureau will approve subsequent transfer of such firearm to another qualified governmental entity only, for official use. Otherwise, such firearm must be destroyed or abandoned to ATF.

INSTRUCTIONS

1. Preparation of this form.

   a. This form must be submitted in duplicate. Photostatic copies of this form are not acceptable.

   b. Only one firearm may be listed on each form.

   c. It is preferred that the original and carbon copy by typed, although pen and ink entries are acceptable.

   d. The signature on *each* copy must be in ink. *Pencilled, photostatic, or facsimile signatures are not acceptable.*

   e. Serial Number - If the firearm being registered does not bear a serial number, please contact the nearest Alcohol, Tobacco and Firearms office to have an ATF serial number assigned and placed on the frame or receiver of the firearm prior to the submission of the form.

2. Disposition of this form - The applicant will forward the original and one copy of the form to the Director, Bureau of Alcohol, Tobacco and Firearms, Washington, D.C. 20226, Attention: Technical Services Division. The Director will return the original form, showing approval or disapproval, to the applicant. Approval authorized by the Director will effect the registration of the firearm to the governmental entity. The approved form must be retained with the permanent records of the entity. Subsequent transfer of the firearm will be approved to another qualified governmental entity only.

3. Firearms Held for Use as Evidence - Firearms being held for use as evidence in a criminal proceeding need not be registered if they are to be destroyed or abandoned to ATF when no longer needed as evidence.

DEFINITIONS

The following types of firearms, whether serviceable or unserviceable, fall within the purview of the National Firearms Act and must be registered to the possessor to be lawfully possessed:

1. Short-barreled shotgun - Shotguns with barrels less than 18 inches long or any weapon made from a shotgun having an overall length of less than 26 inches or a barrel less than 18 inches in length.

2. Short-barreled rifle - Rifles with a shoulder stock unless it has been specifically exempted; or any weapon made from a rifle having an overall length of less than 26 inches or a barrel less than 16 inches in length.

3. Any other weapon - Any other weapon, except a conventional pistol or revolver having a rifled bore, capable of firing a shot and being concealed on the person. Examples include: "pen" guns ostensibly designed to expel tear gas but which fire fixed ammunition, H & R Handy Guns; Ithaca Auto-Burglar guns; cane guns; and gadget-type firearms.

4. Machinegun - Any weapon which shoots, is designed to shoot, or can be readily restored to shoot, automatically more than one shot, without manual reloading, by single function of the trigger. The term also includes the frame or receiver of any such weapon, any combination of parts designed and intended for use in converting a weapon into a machinegun, and any combination of parts from which a machinegun can be assembled if such parts are in the possession or under the control of a person.

5. Destructive device - Destructive devices include explosive, incendiary (including so called "molotov cocktails") or poison gas bombs, grenades, rockets, missiles, mines, and similar devices. Included in this category are anti-tank guns, bazookas and mortars and other military type weapons with a bore of more than one-half inch diameter, other than a sporting shotgun or shotgun ammunition.

6. Muffler or silencer - A muffler or silencer for any firearm whether or not such a firearm is included within this listing.

Paperwork Reduction Act Notice

This form meets the clearance requirements of the paperwork Reduction Act of 1980. The information you provide is used to properly identify the registrant and the firearms to be registered. The form when approved, registers the firearm to the law enforcement agency. The furnishing of this information is mandatory (26 U.S.C. 5853a).

The estimated average burden associated with this collection of information is .5 hour(s) per respondent or recordkeeper, depending on individual circumstances. Comments concerning the accuracy of this burden estimate and suggestion for reducing this burden should be addressed to Reports Management Officer, Information Programs Branch, Bureau of Alcohol, Tobacco and Firearms, Washington, D.C. 20226, and the Office of Management and Budget, Paperwork Reduction Project (1512-0029), Washington, D.C. 20503.