

Andover Police Department

LICENSE TO CARRY (LTC) AND FIREARMS IDENTIFICATION CARD (FID) INFORMATION

The Andover Police Department has the authority to issue firearms permits to Andover residents or persons who own a business in Andover. Applicants for a License to Carry (LTC) must be at least 21 years old. Applicants for a Firearms Identification Card (FID) must be at least 18 years old. A person between the ages of 15 and 18 may apply for an FID card with parental permission (explained below). All applicants must be U.S. citizens.

DISQUALIFIERS:

In order to be eligible for either permit the applicant may not have ever been convicted in any court of the Commonwealth or any other state or federal jurisdiction for:

- A felony
- A misdemeanor punishable by more than 2 years including the following offenses:

Crimes against the person:

Assault
Assault and Battery
A&B on a Public Employee
Permitting injury to a child
Gross negligence by a common carrier
A&B/ property damage to intimidate
Causing physical injury in a physical exercise program
Resisting arrest
Violation of a restraining order

Crimes against property:

Failure to report hotel fire
Larceny from a common carrier/business
Larceny under \$250 from an elder/disabled person
Shoplifting over \$100
Falsely obtaining commercial computer service
Receipt of deposit by insolvent
Receiving stolen property under \$250
False statement to a M/V insurer
Obstruction of medical facility - subsequent offense
Wanton destruction of property over \$250
Destruction of church/school property
Destruction of jail property

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Motor vehicle offenses:

Operating after suspension for OUI/MVH etc.
OUI (conviction after May 27, 1994)
Motor vehicle homicide while OUI or while OTE
OUI serious bodily injury
OUI on a vessel with or without serious bodily injury
Homicide by vessel while OUI or while OTE

- A violent crime
- A violation of any law involving weapons or ammunition
- A violation of any law regulating controlled substances

A conviction is a finding of Guilty for an adult or an adjudication of Delinquency in the case of a juvenile. A dismissal or a continuation without a finding “CWOFF” is **not** considered a conviction.

There is an exception for FID’s: Except for a violent crime or trafficking a controlled substance, if the FID applicant has been convicted five years or more prior to filing the application he/she would be eligible for an FID. The five years is calculated from the end of the confinement, probation or parole imposed as a result of the conviction.

Applicants are also ineligible if they are currently the subject of an outstanding arrest warrant in any state or federal jurisdiction or a permanent temporary domestic restraining order.

For a LTC the Chief of Police also has the final discretion to determine that the applicant is a “suitable person” and must have a “good reason to fear injury to his person or property, or for any other reason, including the carrying of firearms for use in sport or target practice only”.

FEDERALLY PROHIBITED PERSONS: *Warning!!!*

The 1998 Federal Gun Control Act makes it unlawful for certain categories of persons to ship, transport, receive, or possess firearms. Transfers of firearms to any such prohibited persons are also unlawful under Federal Law. These categories include any person--

- 1) under Federal indictment for a Federal crime punishable by imprisonment for a term exceeding one year;
- 2) convicted of a Federal crime punishable by imprisonment for a term exceeding one year;
- 3) who is a fugitive from justice;
- 4) who is an unlawful user of or addicted to any controlled substance;

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- 5) who is an illegal alien;
- 6) who has been discharged from the military under dishonorable conditions;
- 7) who has renounced his or her United States citizenship;
- 8) who is subject to a court order restraining the person from harassing, stalking, or threatening an intimate partner or child or the intimate partner; or
- 9) who has been convicted of a misdemeanor crime of domestic violence.

LICENSE EXPIRATION:

An FID or LTC shall be valid, unless revoked or suspended, for a period of not more than 6 years from the date of issue. LTC's shall expire on the cardholder's birth date occurring not less than 5 years but not more than 6 years from the date of issue. An FID shall expire 6 years from the date of issue. Legislation enacted in 2004 re-establishes a 90-day grace period after the stated expiration date on the card for current holders of licenses **Who have applied for renewal before the expiration.**

CHANGE OF ADDRESS:

All licensees must notify, in writing, the licensing authority that issued the card, the Chief of Police into whose jurisdiction the cardholder moves and the Massachusetts Firearms Record Bureau of any change of address. Such notification shall be made by certified mail within 30 days of the move. Failure to so notify shall be cause for revocation or suspension of the card.

ANDOVER POLICE DEPARTMENT LICENSING UNIT

There are two types of License to Carry permits:

CLASS "A" LICENSE TO CARRY (LTC)

Class A License to Carry Firearms (LTC) permits allow holders to purchase, rent, borrow, possess and carry a firearm (pistol or revolver), including large capacity (more than 10 rounds) firearms (pistol or revolver) feeding devices and ammunition for all lawful purposes. The class A LTC will allow the holder to purchase, rent, lease, borrow, possess and carry rifles and shotguns, including large capacity (more than 5 rounds) weapons and feeding devices and ammunition for all lawful purposes. **This class allows the holder to carry a firearm concealed and loaded, unless other restrictions apply, such as "target only".**

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** The Chief of Police maintains the right to place any restrictions he deems necessary on individual Class A License to Carry permits.*

The applicant for the class "A" permit will be required to submit the following:

- 1) A completed LTC permit application.
- 2) A firearms safety certificate, issued by a certified firearms safety instructor who has satisfied the requirements of the Colonel of the Massachusetts State Police or a certificate issued by the Massachusetts Division of Fisheries and Wildlife. (First Permit Only)
- 3) Obtain a letter from their employer stating the reasons why they would need to carry a weapon for work-related purposes. If self-employed, a letter on their letterhead describing the reason that the carrying of a firearm is necessary. If the reason for the need to carry were not of a work-related nature, a letter explaining the need would have to be submitted.

Once the applicant has assembled all the necessary paperwork, he/she should drop it off to the Police Department's Licensing Officer. They will be contacted for an appointment, at which time they will be fingerprinted and photographed. The cost of the application or renewal process is \$100.00, check or money order, payable to the Town of Andover. This fee includes the two photographs. There will be no renewal fee for anyone over the age of 70. Returned checks will necessitate the voiding of the permit and a separate check return fee.

A firearms safety course certificate will not be required for renewal.

CLASS "B" LICENSE TO CARRY (LTC)

Class B license to carry firearms permits allow the holder to purchase, rent, lease, borrow, possess and carry, non-large capacity (10 rounds or less) firearms (pistol or revolver), and feeding devices and ammunition for all lawful purposes. The holder can also have rifles & shotguns, including large and non-large capacity rifles and shotguns, feeding devices and ammunition for all lawful purposes.

A class B holder may possess a large capacity pistol or revolver at a Class A licensed shooting club, or under the supervision of a Class A licensee at a club or range.

The Chief of Police may impose such restrictions relative to possession, use or carrying of large capacity rifles and shotguns as he deems proper.

THIS CLASS LICENSE DOES NOT ALLOW THE HOLDER TO CARRY A FIREARM (PISTOL OR REVOLVER) LOADED AND CONCEALED.

The applicant for the class "B" permit will be required to submit the following:

- 1) A completed LTC permit application.
- 2) A firearms safety certificate, issued by a certified firearms safety instructor who has

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satisfied the requirements of the Colonel of the Massachusetts State Police or a certificate issued by the Massachusetts Division of Fisheries and Wildlife. (First Permit Only)

Once the applicant has assembled all the necessary paperwork, he/she should drop it off to the Police Department's Licensing Officer. They will be contacted to make an appointment, at which time they will be fingerprinted and photographed. The cost of the application or renewal process is \$100.00, check or money order, payable to the Town of Andover. This fee includes the two photographs. There will be no renewal fee for anyone over the age of 70. Returned checks will necessitate the voiding of the permit and a separate check return fee.

A firearms safety course certificate will not be required for renewal.

FIREARM IDENTIFICATION CARDS

There are two types of FID cards:

TYPE "C" FIREARMS IDENTIFICATION CARD (FID)

Type C Firearm Identification FID card allows the holder to carry non-large capacity (no more than 10 rounds in the magazine) rifles and non-large capacity (no more than 5 rounds) shotguns and to possess a firearm (pistol or revolver) in their home or on their property.

TYPE C FID CARDS DO NOT ENTITLE THE HOLDER TO POSSESS:

- A. Large capacity firearms (pistol or revolver) or large capacity feeding device except under a class A licensed shooting club or under the direct supervision of a holder of a Class A license issued to an individual at a shooting range:
OR
- B. A large capacity rifle or shotgun or large capacity feeding device, except for a class A licensed shooting club or under the direct supervision of a holder of a class A or class B license issued to an individual at an incorporated shooting club or licensed range. An FID card shall not be valid for the use, possession, ownership, transfer, purchase, sale, lease, rental or transportation of a large capacity rifle or shotgun.

The applicant for the class "C" FID will be required to submit the following:

1. A completed FID permit application.
2. The person, if they are between and including the ages of 15 and 17 years old, must have a letter from their parent giving them permission to have an FID card. The parent must sign the letter in front of the licensing authority at the Police Station.
3. A firearms safety certificate, issued by a certified firearms safety instructor who has

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satisfied the requirements of the Colonel of the Massachusetts State Police or a certificate issued by the Massachusetts Division of Fisheries and Wildlife. (First Permit Only)

Once the applicant has assembled all the necessary paperwork, he/she should drop it off to the Police Department's Licensing Officer. They will be contacted for an appointment, at which time they will be fingerprinted and photographed. The cost of the application or renewal process is \$100.00 check or money order made out to the Town of Andover. This fee includes the two photographs. There will be no renewal fee for anyone over the age of 70. Returned checks will necessitate the voiding of the permit and a separate check return fee.

A firearms safety course certificate will not be required for renewal.

TYPE "D" FIREARMS IDENTIFICATION CARD (FID)

A type "D" card shall be issued for the sole purpose of purchasing or possessing chemical mace, pepper spray or other similarly propelled liquid, gas or powder designed to temporarily incapacitate. **The holder of this card may not possess a firearm, rifle or shotgun.**

The applicant for the type D FID card will be required to submit the following

- 1) A completed application
- 2) If the applicant is between the ages of 15 and 17 years old, provide a letter from the parent giving them permission to have an FID card. The applicant's parent must sign this letter in the presence of the Department's Licensing Officer.

Once the applicant has assembled all the necessary paperwork, he/she should drop it off to the Police Department's Licensing Officer. They will be contacted to make an appointment, at which time they will be fingerprinted and photographed. The cost of the application or renewal process is \$25.00 check or money order, payable to the Town of Andover. This fee includes the two photographs. The type "D" FID card is good for 6 years; there will be no "renewal" fee. Returned checks will necessitate the voiding of the permit and a separate check return fee.

No firearms safety course certificate will be required for a type "D" FID card.

This information packet and application can also be downloaded from our website: www.andoverps.net

The Andover Police Department Licensing Officer may be reached by phone at 978-475-0411 ext. 1040

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DEFINITIONS

FIREARMS SAFETY COURSE- Any person applying for the issuance of a Firearms Identification Card (FID) under M.G.L. Chapter 129B, a class A or a Class B License To Carry firearms under sections 131 or 131F or a permit to purchase under section 131A who was not licensed under the provisions of this chapter on June 1, 1998, shall in addition to the requirements set forth in sections 129B, 131, 131A or 131W submit to the licensing authority a basic firearms safety certificate:

- Certified by the Division of Fisheries: A certificate issued by the Massachusetts Division of Fisheries and Wildlife, evidencing the satisfactory completion of a hunter safety course, shall serve as a valid substitute for a basic firearms safety certificate.
- Certification: The Colonel of the Massachusetts State Police shall certify certain persons as firearms safety instructors and shall certify safety course curriculum.

Firearm —A pistol, revolver or other weapon of any description, loaded or unloaded, from which a shot or bullet can be discharged and of which the length of the barrel or barrels is less than 16 inches or 18 inches in the case of a shotgun as originally manufactured. The term firearm shall NOT include any weapon that is constructed in a shape that does not resemble a handgun, short-barreled rifle or short-barreled shotgun including, but not limited to. Covert weapons that resemble key-chains, pens, Cigarette-lighters or cigarette-packages; or not detectable as a weapon or potential weapon by x-ray machines commonly used at airports or walk-through metal detectors.

Rifle- A weapon having a rifled bore with a barrel length equal to or greater than 18” and capable of discharging a shot or bullet for each pull of the trigger.

Shotgun- A weapon having a smooth bore with a barrel equal to or greater than 18” with an overall length equal to or greater than 26”, and is capable of discharging a shot or bullet for each pull of the trigger.

Large capacity weapon- any firearm, rifle or shotgun: (i) that is semiautomatic with a fixed large capacity feeding device; (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 ten rounds of ammunition in a rifle or firearm and more than five shotgun shells in the case of a shotgun or firearm; or (iv) that is an assault weapon

Large capacity feeding device- , includes (i) a fixed or detachable magazine, box, drum, feed strip or similar device capable of accepting, or that can be readily converted to accept, more than ten rounds of ammunition or more than five shotgun shells; or (ii) a large capacity ammunition feeding device as defined in the federal Public Safety and Recreational Firearms Use Protection Act, 18 U.S.C. section 921(a)(31).

NOTE: The term “large capacity feeding device” shall not include an attached tubular device designed to accept, and capable of operating only with, .22 caliber ammunition.

Licensing authority —The Chief of Police or persons authorized by the chief.

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Supplement 1: Approved Firearms Safety Course List

The following partial list of individuals and training centers are accepted as certified agencies and will assist you when seeking a means to fulfill "The Safety Qualifications" needed when applying for a License To Carry Firearms. The safety course must be taken successfully prior to returning the application for approval.

Bob's Tactical Indoor
Shooting Range
122 Lafayette Road
Salisbury, MA 01952
1-978-465-5561

Det. Paul Ringwood
Tewksbury P.D.
Tewksbury, MA
978-851-7373

A.G. Guns & Ammo Inc.
164 Andover Street
Lowell, MA 01852
978-452-8450

Starfire
Firearms Training Ctr.
67 Washington St.
Haverhill, MA 01832
978-373-4325

Gun & Sport North, Inc.
488 South Broadway
Salem, NH 03079
603-952-4675

Tewksbury Rod & Gun
79 Chandler Street
Tewksbury, MA 01876
978-851-9208

Andover Sportsmen's Club, Inc.
655 Middleton Street
No. Andover, MA
Mailing address: P.O. Box 255
North Andover, MA 01810
978-685-9768

This list is offered as a courtesy to our license applicants and is not meant to imply any endorsement by the Andover Police Department. Certified instructors wishing to be added to this list are advised to contact the department Licensing Officer.