

Q&As for the Report of Multiple Sale or Other Disposition of Certain Rifles

Q1. *What is a multiple sale of certain rifles?*

A1. A multiple sale occurs when a licensed dealer or pawnbroker sells or otherwise disposes of, at one time or during any five consecutive business days, more than one semiautomatic rifle capable of accepting a detachable magazine and with a caliber greater than .22 (including .223/5.56 caliber) to an unlicensed person.

Example 1. A licensee sells two rifles in a single transaction to an unlicensed person. This is a multiple sale and must be reported not later than the close of business on the date of the transaction.

Example 2. A licensee sells a rifle on Monday and sells a rifle on the following Friday to the same unlicensed person. This is a multiple sale and must be reported no later than the close of business on Friday. If the licensee sells another rifle to the same unlicensed person on the following Monday, this would constitute an additional multiple sale and must also be reported not later than the close of business on Monday. In addition, the licensee would check 'Yes' in Item 2c and place Friday's date in Item 2c on the ATF Form 3310.12.

Example 3. A licensee maintaining business hours Monday through Saturday sells a rifle to an unlicensed person on Monday and sells another rifle to the same person on the following Saturday. This does not constitute a multiple sale and need not be reported because the sales did not occur during five consecutive business days.

NOTE: Some possible ways to detect multiple sales include, but are not limited to: (a) daily review of ATF Forms 4473 spanning the past five days; (b) daily review of disposition records spanning the past five days; (c) maintaining a calendar of daily sales to unlicensed persons (ideally with each purchaser listed alphabetically); and (d) maintaining a record of daily sales to unlicensed persons (ideally with each purchaser listed alphabetically)

Q2. *What types of rifles are required to be reported?*

A2. The rifle transactions that must be reported are dispositions of semiautomatic rifles capable of accepting a detachable magazine and with a caliber greater than .22 (including .223/5.56 caliber) to an unlicensed person. However, the reporting requirement does not apply to receivers for such rifles. You may contact the Firearms Technology Branch at (304) 616-4300 if you are unable to determine if the rifles are subject to the reporting requirements.

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Q3. Are rifles equipped with parts/accessories that encase/enclose the magazine release button (i.e. "bullet button") required to be reported?

A3. The criteria for rifles that are subject to the multiple sales reports are (1) semiautomatic rifle; (2) capable of accepting a detachable magazine; and (3) caliber greater than .22 (including .223/5.56 caliber). Rifles with receivers that will accept a detachable magazine meet criterion (2). Such rifles include those weapons that have parts and/or accessories that allow the exchange of detachable (including clip or drum-type) magazines, such as the "bullet button." Contact the Firearms Technology Branch at (304) 616-4300 for determinations as to whether particular rifles are subject to the reporting requirements.

Q4. Who is required to report the multiple sales of rifles?

A4. The reporting of multiple sales for rifles requirement is applicable to **licensed dealers and pawnbrokers in Arizona, California, New Mexico and Texas**. However, **all** licensees remain obligated to submit reports of multiple sales or other dispositions of handguns when the licensee sells or otherwise disposes of two or more pistols or revolvers or any combination of pistols or revolvers totaling two or more, to an unlicensed person at one time or during any five consecutive business days. The reporting of multiple sales for pistols and revolvers is a separate requirement from the reporting of multiple sales of certain rifles.

Q5. Can other Federal firearms licensees voluntarily report the multiple sales of rifles?

A5. The reporting requirement is only applicable to licensed dealers and pawnbrokers in **Arizona, California, New Mexico and Texas**. However, any suspicious sales of firearms can be reported at 1-800-ATF-GUNS (1-800-283-4867) or to your local ATF office. A list of ATF office telephone numbers can be found at <http://www.atf.gov/field>.

Q6. I am a licensed dealer in one of the four southwest border states subject to the multiple sales reporting requirement for certain rifles. I have not received a letter notifying me that I am subject to the multiple sales reporting requirement. Am I still required to submit the reports?

A6. No. Licensees who are subject to the reporting requirement will receive a letter at the premises address indicated on your Federal firearms license notifying you of the reporting requirement and when you are required to begin submitting reports. The letter will be sent via certified mail. Do not submit multiple sales reports unless you receive specific direction from ATF to do so.

If you moved to a different address and failed to notify the Federal Firearms Licensing Center (FFLC) as required by 27 C.F.R. § 478.52, you should immediately contact the FFLC at (866) 662-2750.

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Q7. *When does the reporting begin?*

A7. The reporting requirement is effective for all such sales that occur on or after **August 14, 2011**. Please note that reporting multiple sales for the specified rifles must continue until ATF provides written notice to stop.

Q8. *Is Form 3310.12 required for pawn redemptions, return of repaired rifles or the return of consignment rifles?*

A8. No, the Form 3310.12 is not required for the return of multiple rifles to the same person from whom they were received—such as the return of multiple consigned, pawned, or repaired rifles.

Q9. *Is the reporting of multiple sales applicable to transfers made to law enforcement officers?*

A9. Yes, multiple sales to law enforcement officers must be reported to ATF.

Q10. *When do you submit the ATF Form 3310.12 (Form), Report of Multiple Sales or Other Disposition of Certain Rifles?*

A10. The Form must be submitted whenever a licensed dealer or pawnbroker sells or otherwise disposes of, at one time or during any five consecutive business days, two or more semiautomatic rifles capable of accepting a detachable magazine, and with a caliber greater than .22 (including .223/5.56 caliber) to an unlicensed person. The Form must be filed with ATF **no later than the close of business on the day the multiple sale or other disposition took place.**

Q11. *Where do you submit the Form 3310.12?*

A11. The ATF Form 3310.12 must be submitted to the National Tracing Center no later than the close of business on the day the multiple sale or other disposition took place. The Form may be emailed to multiplelonggunsalesforms@atf.gov, faxed to (877) 283-0288, or mailed to the U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives, National Tracing Center, P.O. Box 0279, Kearneysville, WV 25430-0279.

Q12. *Do licensed dealers and pawnbrokers need to provide a copy of the ATF Form 3310.12 to their designated state or local law enforcement agencies?*

A12. No, licensed dealers and pawnbrokers are not required to submit the Form 3310.12 to their designated state or local law enforcement agencies.

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Q13. *How should I retain the Form 3310.12 as part of my ATF records?*

A13. ATF encourages that licensed dealers and pawnbrokers retain one copy of the Form 3310.12 and attach it to the Firearms Transaction Record, Form 4473, executed upon delivery of the rifles.

Q14. *Where can I obtain the Form 3310.12?*

A14. Licensed dealers and pawnbrokers in Arizona, California, New Mexico and Texas received one copy of the ATF Form 3310.12 from ATF via the United States Postal Service. Upon initial receipt, those licensees should immediately photocopy the form and make additional copies as needed. In addition, ATF encourages licensees to access the fillable form through our website at <http://www.atf.gov/forms/download/atf-f-3310-12.pdf>. The fillable form allows licensees to enter the information, print the completed form and report the multiple sales via e-mail to multiplelonggunsalesforms@atf.gov. The Form 3310.12 may also be obtained through the ATF Distribution Center, 1519 Cabin Branch Drive, Landover, MD, 20785, (202) 648-6420, or online at <http://www.atf.gov/forms/firearms/>. Please note that in response to your order, the ATF Distribution Center will issue a quantity of five Forms to those affected licensees.