

How To Purchase NFA Title II (“Class 3”) Items From budsgunshop.com

General Information For NFA Firearms & Suppressors

National Firearms Act (NFA), Title II (Class III) items commonly available for purchase include select fire machine guns (“full auto”) manufactured before 19 May 1986 (including certain parts for these firearms), short-barreled rifles and shotguns, suppressors (“silencers”) and any part comprising a suppressor, and a selection of firearms identified as Any Other Weapons (AOW). So-called “Destructive Devices” are also NFA items, but not commonly available to purchase. *For more information on AOW firearms, please refer to the following link:*

<https://www.atf.gov/firearms/firearms-guides-importation-verification-firearms-national-firearms-act/definitions-any>

Why NFA?

Your choice to purchase NFA items is protected by the Second Amendment. If you have never experienced the fun and pride in being an NFA firearm or suppressor owner, give an NFA item a try. Many ranges throughout the United States offer the chance to shoot full-auto machine guns, short barreled rifles, and suppressors, and more individuals are buying them every day. It's all up to you to take the next step toward ownership. Please let us know how we may be of assistance!

Individuals, Corporations, and Trusts

Where permitted, purchase and ownership of NFA firearms and suppressors is available to Individuals, Corporations, and Trusts. Which entity you choose to purchase under is up to you, but we recommend getting qualified advice from a knowledgeable source, such as an attorney who is well-versed in NFA law. We can report that many people are utilizing trusts, but if you use a trust, be certain your trust does not violate the NFA; the repercussions can be substantial.

How much does it cost?

An individual purchasing an existing NFA item--other than an AOW item--is required to pay a one time, \$200.00 dollar transfer tax to the Bureau of Alcohol, Tobacco, Firearms and Explosives in addition to the purchase price of the item and the receiving dealer's transfer fee. The AOW firearms transfer tax is only \$5.00 dollars, plus the purchase price of the item and the receiving dealer's transfer fee. Should the item be transferred to another person in the future, a separate transfer tax must be paid at that time by the new prospective owner. This tax is commonly referred to as your "tax stamp."

What kind of forms to file?

Your transferring FFL will usually assist you with the filing of ATF Form 5320.4, also known as the “Form 4.” This form is required in order to transfer the NFA item from the receiving FFL to you. Two copies of the Form 4 will be submitted to the ATF and a third copy should be mailed to your CLEO (Chief Law Enforcement Officer) in your city or county. This is simply a notification and they no longer have to sign off on your Form 4.

Additionally, if you are applying as an individual versus under a trust/corporation, the required

paperwork will differ slightly. Your transferring FFL should be able to assist you with the paperwork (Form 4 and Responsible Person Form) and mail it off to the ATF for you as part of your transfer fee.

When completing a Form 4 as an individual, you will need:

1. THREE completed and signed Form 4s. TWO copies will be sent off to the ATF (they will keep one copy and send the second copy back with your approval and tax stamp). The remaining ONE copy will be sent to the CLEO (Chief Law Enforcement Officer) in your city/county.
2. TWO fingerprint cards. These can be completed at your local Sheriff's Office or Police Dept.
3. TWO passport sized photos (2" x 2" inch).
4. ONE check or money order made out to the BATFE in the amount of \$200.00 dollars (\$5.00 for AOWs).
5. You will need the above for EACH NFA item that your purchase, even if you are purchasing multiple items at once.

When completing a Form 4 under a trust or corporation, you will need:

1. THREE completed and signed Form 4s. TWO copies will be sent off to the ATF (they will keep one copy and send the second copy back with your approval and tax stamp). The remaining ONE copy will be sent to the CLEO (Chief Law Enforcement Officer) in your city/county.
2. TWO Responsible Person forms (ATF Form 5320.23) for **EACH** responsible person on your trust/corporation. One copy is sent to the ATF and the other copy is sent to each responsible person's CLEO.
3. ONE copy of the trust/articles of incorporation.
4. TWO fingerprint cards for **EACH** responsible person on the trust/corporation.
5. ONE passport sized photos (2" x 2" inch) for **EACH** responsible person on the trust/corporation.
6. ONE check or money order made out to the BATFE in the amount of \$200.00 dollars (\$5.00 for AOWs).

You will need the above for EACH NFA item that your purchase, even if you are purchasing multiple items at once.

How long is the wait? Wait time for ATF approval on Form 4s varies. The current estimate is 12 months.

How old do you have to be to have an NFA Item? You must be 21 years old.

How does budsgunshop.com fit into this?

If you are a local customer (Kentucky Resident), we would be happy to assist you with your Form 4 at our retail store location in Lexington, KY - Buds Gun Shop & Range.

However, if you are a customer outside of Kentucky, we would have to send the NFA item to a FFL dealer in your state. Your receiving dealer would then help you complete your Form 4 and transfer the item to you. Depending on the item, it could take up to 2-3 months for your NFA item to get to your dealer (we have to receive ATF approval to send the item from us to your local dealer via a Form 3).

Purchasing a National Firearms Act (NFA) firearm or suppressor online from budsgunshop.com is really, very easy!

Barring certain federal, state, or local prohibitions, an individual who is at least 21 years of age and currently able to purchase and possess any non-NFA firearm will also be eligible to purchase an NFA firearm from an NFA dealer.

You only need to provide us with three things to complete an NFA item purchase online:

1. Payment: You will pay us for the firearm or suppressor in full at the time of purchase (there are no layaway purchase plans for NFA items).
2. Your dealer's Federal Firearms License (FFL)
3. Your dealer's Special Occupational Tax License (SOT):

We must ship a NFA firearm or suppressor directly to your receiving FFL, so we require a copy of the receiving dealer's FFL and a copy of their SOT. They can email, fax, or physically mail these to us at:

Mailing Address:
Buds NFA Department
1105 Industry Road
Lexington, KY 40505

E-mail Address: FFL@budsgunshop.com
Toll-Free Fax Number: (888) 529-6708

Prior to ordering from us, you can arrange transfer and shipment with your receiving dealer. It's easy!

1. Find a licensed NFA FFL dealer in your area (also called a Class III Dealer). You can even use the following FFL Finder tool to look at the dealers in your area that we already have on file. This will also state if the dealer is a Class III dealer or not: <https://www.budsgunshop.com/catalog/ffl.php>
If you don't see your dealer on this list, no problem! They can simply email or fax over their FFL and SOT.
2. Contact the dealer and let them know you would like to receive a NFA firearm or suppressor for transfer from budsgunshop.com.
3. Be sure to ask about their transfer fee for your NFA item (typically \$50-\$100).
4. If you agree to their fee, arrange the transfer with your NFA dealer (we do not

arrange the transfer). They will let you know if you have to do anything specific for their shop.

5. Provide your receiving dealer with our contact information so they can send us their FFL and SOT (if they are not already on file with us). Be sure to have them reference your name and order number when sending over their information.
6. Once you have selected an FFL for your transfer, please indicate the dealer's name on your order so we know where to ship your firearm or suppressor.

How to help the order process go smoother...

When choosing a Class III FFL dealer not already on file, please type the dealer's name in the COMMENTS section of your order.

--VERY IMPORTANT--

Once the NFA firearm or suppressor is received by your Class III FFL, Please INSPECT THE FIREARM/SUPPRESSOR THOROUGHLY to make sure that there are no defects.

If there are any problems whatsoever, DO NOT FILL OUT FORM 4! •

- Notify us and we will gladly have the firearm or suppressor picked up and returned to us.
- Once you fill out the Form 4, the firearm or suppressor is considered used and must be returned directly to the manufacturer for warranty repair or replacement.
- budsgunshop.com will not accept any returned NFA firearms or suppressors for any reason, other than a manufacturer's defect.

Before processing a Class III order, we will always confirm it with you. If you decide to cancel after the order has been confirmed, there will unfortunately be a 20% cancellation fee. This is due to the paperwork involved in processing your Class III order.

There MAY be a 20% restocking fee on any returned NFA firearm or suppressor that is illegal in your state, or if you are prohibited from owning a NFA item.

Due to this, please verify that the item is legal in your state before starting the order.

The information on this page is for reference purposes only and not intended to be used as legal advice. Some states permit all types of NFA items, other states permit only certain types, and a few states do not permit NFA firearms or suppressors at all.

For more detailed information, contact the local ATF office in your state or the ATF/NFA branch in Martinsburg, West Virginia:

Phone: (304) 616-4500
Email: NFA@ATF.GOV

We have provided the following chart as a convenient reference for you to help determine the legality of NFA items in your state of residence.

Please consult your receiving NFA dealer for the latest information concerning NFA transfers in your state of residence.

NFA Guidelines

What is legal to own in your state?

State	Machine Guns	Suppressors	SBR	SBS	AOW	Notes
Alabama	YES	YES	NO	NO	YES	
Alaska	YES	YES	YES	YES	YES	
Arizona	YES	YES	YES	YES	YES	
Arkansas	YES	YES	YES	YES	YES	State registration pistol cal mg's over .30 cal
California	YES	NO	YES	YES	YES	RARELY ISSUED BY STATE DEPT OF JUSTICE.
Colorado	YES	YES	YES	YES	YES	
Connecticut	YES	YES	YES	YES	YES	State permit required. Some areas may have restrictions. No selective fire machine guns, full auto only.
Delaware	NO	NO	YES	NO	YES	No smooth bore AOW's
Dist. Of Columbia	NO	NO	NO	NO	NO	
Florida	YES	YES	YES	YES	YES	
Guam	NO	NO	NO	NO	YES	
Georgia	YES	YES	YES	YES	YES	
Hawaii	NO	NO	NO	NO	NO	
Idaho	YES	YES	YES	YES	YES	
Illinois	NO	NO	NO	NO	YES	

Indiana	YES	YES	YES	NO	YES	Local regulations vary within the state.
Iowa	NO	YES	YES	YES	YES	C&R's designated by Commander of Public Safety.
Kansas	YES	YES	YES	YES	YES	
Kentucky	YES	YES	YES	YES	YES	
Louisiana	YES	YES	YES	YES	YES	Typically, C&R mg's only.
Maine	YES	YES	YES	YES	YES	
Maryland	YES	YES	YES	YES	YES	Mg's must be registered with state. No hi-cap magazines.
Massachusetts	YES	NO	YES	YES	YES	License for mg's required.
Michigan	YES	YES	YES	YES	YES	C&R on SBR & SBS
Minnesota	YES	YES	YES	YES	YES	C&R mg's only, SBS registration
Mississippi	YES	YES	YES	YES	YES	
Missouri	YES	YES	YES	YES	YES	Silencers legal for FFL (C&R included) holders as of 8/28/2008.
Montana	YES	YES	YES	YES	YES	State registration pistol cal mg's over .30 cal.
Nebraska	YES	YES	YES	YES	YES	
Nevada	YES	YES	YES	YES	YES	
New Hampshire	YES	YES	YES	YES	YES	
New Jersey	YES	NO	YES	NO	YES	Mg's permit must be issued by state court, RARE.
New Mexico	YES	YES	YES	YES	YES	
New York	NO	NO	NO	NO	NO	
North Carolina	YES	YES	YES	YES	YES	Sheriff permit on mg's, must be FFL holder, or for R&D.
North Dakota	YES	YES	YES	YES	YES	Licensees required to register mg's & supp with state.
Ohio	YES	YES	YES	YES	YES	

Oklahoma	YES	YES	YES	YES	YES	
Oregon	YES	YES	YES	YES	YES	
Pennsylvania	YES	YES	YES	YES	YES	Some areas within the state may have restrictions.
Puerto Rico	NO	NO	NO	NO	NO	
Rhode Island	NO	NO	NO	NO	YES	
South Carolina	YES	YES	YES	YES	YES	
South Dakota	YES	YES	YES	YES	YES	
Tennessee	YES	YES	YES	YES	YES	
Texas	YES	YES	YES	YES	YES	
U.S. Virgin Islands	NO	NO	NO	NO	NO	
Utah	YES	YES	YES	YES	YES	Suppressors banned in Salt Lake County.
Vermont	YES	YES	YES	YES	YES	
Virginia	YES	YES	YES	YES	YES	State registration on all mg's.
Washington	NO	YES	NO	NO	YES	Suppressor may not be used on weapon.
West Virginia	YES	YES	YES	YES	YES	Suppressors may not be used on weapon.
Wisconsin	YES	YES	YES	YES	YES	No pistol cal mg's without permit.
Wyoming	YES	YES	YES	YES	YES	

*This information is for reference purposes only and not intended to be used as a legal instrument. For more detailed information, contact the **Bureau of Alcohol, Tobacco, Firearms and Explosives** office in YOUR state, or the ATF/NFA Branch in Martinsburg, West Virginia: (304) 616-4500.*