

CHAPTER 7500
DEPARTMENT OF PUBLIC SAFETY
BUREAU OF CRIMINAL APPREHENSION
EXPLOSIVES AND BLASTING AGENTS

**MACHINE GUNS AND SHORT-BARRELLED
SHOTGUNS**

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MACHINE GUNS AND SHORT-BARRELLED SHOTGUNS

7500.5100 DEFINITIONS.

Subpart 1. **Scope.** For the purpose of parts 7500.5100 to 7500.5600, the following terms have the meanings given them.

Subp. 2. **Approved machine gun or short-barrelled shotgun.** "Approved machine gun or short-barrelled shotgun" means a machine gun or short-barrelled shotgun that, although designed as a weapon, has been determined by the superintendent as not likely to be used as a weapon and that has been determined by the superintendent to appear on the National Firearms Act Curios and Relics List, as provided by United States Code, title 18, chapter 44, and as issued by the Department of the Treasury, Bureau of Alcohol, Tobacco and Firearms (Washington, D.C.).

Subp. 3. **Bureau.** "Bureau" means the Minnesota Bureau of Criminal Apprehension.

Subp. 4. **Report form.** "Report form" means the official form created by the bureau on which the data specified in Minnesota Statutes, section 609.67, subdivision 4 is to be reported to the superintendent.

Subp. 5. **Superintendent.** "Superintendent" means the superintendent of the bureau or his delegate.

Statutory Authority: *MS s 299C.03; 609.67*

History: *8 SR 243*

7500.5200 STATUTORY AUTHORITY.

Parts 7500.5100 to 7500.5600 are adopted pursuant to the authority granted to the superintendent of the Bureau of Criminal Apprehension by Minnesota Statutes, sections 299C.03, and 609.67.

Statutory Authority: *MS s 299C.03; 609.67*

History: *8 SR 243*

7500.5300 REPORTING PROCEDURES; FEE.

Subpart 1. **Requirements.** If a person owns or possesses an approved machine gun or short-barrelled shotgun, the following procedures must be followed.

Subp. 2. **Report.** Within ten days after a person takes possession or ownership of an approved machine gun or short-barrelled shotgun, the person shall send a report form to the superintendent.

Subp. 3. **Fee.** The reporting person shall send a \$15 nonrefundable fee with each report form.

Statutory Authority: *MS s 299C.03; 609.67*

History: *8 SR 243*

7500.5400 FILING NOT ACCEPTED.

Subpart 1. **Grounds for nonacceptance.** The superintendent shall not accept a report form for filing if:

A. the reporting person misrepresents, falsifies, or fails to complete any information on the report form; or

B. the superintendent determines that the firearm is not an approved machine gun or short-barrelled shotgun.

Subp. 2. **Resubmission.** If the superintendent refuses to accept the report form on the grounds of subpart 1, item A or B, the report required by Minnesota Statutes, section 609.67, shall be deemed not to have been made. If the report can be corrected or completed properly, the reporting person shall submit a new report form within ten days after receipt of the superintendent's notice of nonacceptance. A new fee need not accompany a report form resubmitted under this subpart.

Statutory Authority: *MS s 299C.03; 609.67*

History: 8 SR 243

7500.5500 RIGHT TO CONTEST DECISION.

If the superintendent does not accept the report form, the superintendent shall notify the reporting person in writing, specifying the reasons for nonacceptance. That person may contest the decision of the superintendent in proceedings conducted pursuant to the Administrative Procedure Act, Minnesota Statutes, sections 14.57 to 14.69, and rules of the Office of Administrative Hearings, parts 1400.0200 to 1400.8500.

Statutory Authority: *MS s 299C.03; 609.67*

History: 8 SR 243

7500.5600 LIMITED PROTECTION OF REPORTING INFORMATION.

All persons possessing or owning an approved machine gun or a short-barrelled shotgun prior to the effective date of parts 7500.5100 to 7500.5600 shall have 90 days after August 22, 1983, to file a report form with the superintendent.

Statutory Authority: *MS s 299C.03; 609.67*

History: 8 SR 243