



# VFTP Newsletter

2008-1

July 1, 2008

Virginia Firearms Transaction Program  
Department of State Police

## *New or Amended Concealed Handgun Permit Legislation July 1, 2008*

### *House Bill 529*

*If the new five-year permit is issued while an existing permit remains valid, the new five-year permit shall become effective upon the expiration date of the existing permit, provided that the application is received by the court at least 90 days but not more than 180 days prior to the expiration of the existing permit. This bill also provides for a change of address process should the permit holder desire a replacement permit with their new address.*

### *House Bill 873*

*No applicant shall be required to submit to any additional demonstration of competence, nor shall any proof of demonstrated competence expire.*

*The Application for a Concealed Handgun Permit is revised as of July 1, 2008 to capture new and amended legislation, including new mental health prohibitions associated with the possession of a firearm. The revised form may be reviewed, downloaded and printed from the Department of State Police website.*

## Virginia Firearms Transaction Record (SP-65)

The Virginia Firearms Transaction Record (SP-65) form is revised pursuant to amended legislation enacted by this year's General Assembly. The forms have been mailed to all registered dealers and must be utilized beginning July 1, 2008. Previous editions will not be accepted and should be destroyed. As of that date, any person seeking to purchase a firearm from a licensed dealer must answer an additional question on the SP-65 concerning whether the applicant has ever been acquitted by reason of insanity, been adjudicated legally incompetent or mentally incapacitated, or been involuntarily admitted to a facility or involuntarily ordered to outpatient mental health treatment.

If you have not received your new forms, please contact the Firearms Transaction Center Help Desk at (804) 674-2292 or email [firearms@vsp.virginia.gov](mailto:firearms@vsp.virginia.gov).



## Mental Health Legislation Affecting the Purchase of Firearms Effective July 1, 2008

- ◆ Courts must submit orders for both involuntary inpatient *and* outpatient mental health treatment to the State Police for the purpose of determination of eligibility to purchase a firearm.
- ◆ Courts must forward to the State Police any orders affecting an individual's right to possess a firearm, such as:
  - ◆ acquitted by reason of insanity, or
  - ◆ found incompetent to stand trial, or
  - ◆ firearm rights have been reinstated.
- ◆ Persons who are the subject of a temporary detention order, and subsequently agree to voluntarily admission are prohibited to possess or purchase a firearm.

**Your Procedures Manual for Firearms Dealers is available on the  
Department of State Police website.**

[www.virginiatrooper.org](http://www.virginiatrooper.org)

## Criminal Investigations of Illegal Attempts to Purchase Firearms

The Department of State Police pursues criminal investigation of all illegal attempts to purchase a firearm wherein a Virginia statutory violation may have occurred. During calendar year 2007, 818 criminal investigations were initiated based on denied firearms transactions, resulting in an arrest in 716 (87%) instances.

### Firearms by Category

	1993-2003	2004 – 2006	2007	2007	2007	Grand Total
			Redemption	Pre-Pawn	New Purchase	
Pistol	651,111	216,350	4,174	0	84,099	955,734
Revolver	249,138	70,313	1,628	0	25,252	346,331
Rifle	793,679	247,883	5,187	1	81,234	1,127,984
Shotgun	465,627	141,671	2,962	0	43,679	653,939
	2,159,555	676,217	13,951	1	234,264	3,083,988

### Checklist for Non-Citizen Transactions

**Reminder**

1. Primary ID—The primary form of ID shall consist of a valid photo-ID form issued by a governmental agency of the Commonwealth or of the prospective purchaser's home state that denotes the individual's name, sex, and date of birth.
2. Secondary ID—The secondary form of ID must show an address identical to that shown on the photo-identification form. Examples of acceptable forms of secondary identification are a current bank check or automobile registration.
3. A valid form of identification issued by Immigration and Customs Enforcement (ICE).

*Permanent Resident Card—Issued to immigrants who have been granted permanent residence status in the United States. They must carry evidence of their status. This status, unless taken away administratively, is granted for life.*

*Arrival/Departure Record (INS Form I94) AND Nonimmigrant Exception—Issued to non-citizens in the United States for a temporary period of time and for a specific purpose. There are differing categories of nonimmigrant's that are identified through letter/number symbols (example B-2). Evidence of their lawful status consists of a passport containing a Visa and I94 card. Exception examples are a valid hunting license or an official representative of a foreign government.*

4. Proof of 90 consecutive days residency.

#### VCheck Update

**An average of 68% of the total volume of activity is processed via VCheck!**

The responses received to the VCheck survey conducted in the Summer of 2007 resulted in suggestions very useful in making changes you, the user, have requested, such as:

- ◆ The Home Page now includes announcements and direct email links to the Firearms Transaction Center Support Team.
- ◆ A pop-up box appears for verification of information prior to submitting each transaction.
- ◆ The selection to search transactions was changed to default to "Today's Transactions" instead of "All Transactions."
- ◆ Gun Show venues were added to the location field.

We would like to thank those who responded to the survey. Please feel free at any time to submit feedback and/or suggestions about VCheck. Let us know if VCheck is working for you or if you are having trouble using it. We welcome your comments and will provide assistance with any problem you may encounter.

Submit comments or editorials to: Department of State Police  
Post Office Box 85608  
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firearms@vsp.virginia.gov

