

# Annual Firearms Manufacturing and Exportation Report (AFMER) Under 18 U.S.C. Chapter 44, Firearms

**NOTE:** This report **MUST** be filed even if no firearms were exported or distributed into commerce. Please read the Instruction Sheet before completing this form.

Original Annual Report - Calendar Year Ending December 31, \_\_\_\_\_ (fill out year)       Out of Business Final Report       Amended Report - Year \_\_\_\_\_ (fill out year)

1. Name of Licensee (As reflected on your FFL):	2. Trade Name (As reflected on your FFL) (If any):
3. Federal Firearms License Number (Type 07 or Type 10 only):	4. Employer Identification Number (EIN):
5. Address (Number, Street, City, State, ZIP Code):	6. Mailing Address (If different than item 5):

7. If Business has Been Discontinued\*: \_\_\_\_\_ (Date of Discontinuance)

**Note: Even if you have discontinued business, you are still required to complete this form for any year for which you have maintained your manufacturer's license for 1 or more days. (See Instruction #4 and Definition #6)**

\*Not selling firearms while maintaining your FFL is **NOT** considered "discontinued."

**FIREARMS PRODUCED AND SOLD OR DISTRIBUTED INTO UNITED STATES (U.S.) COMMERCE - EVEN IF NO MONETARY VALUE RECEIVED**

8. Number of firearms by type (See Instruction #6 and Definition #5) that were **SOLD or DISTRIBUTED INTO U.S. COMMERCE** during the reported calendar year you listed above (even if produced in a previous year). **Fill in all totals for items 8a-j. Enter "0" (zero) if no firearm was distributed into commerce** (See definition #2).

Type of Firearm Distributed into Commerce		Number of Firearms Distributed into Commerce Pistols and Revolvers by Caliber						Total Distributed into Commerce			
		Up to .22	Up to .25	Up to .32	Up to .380	Up to 9MM PARA.	Up to .50				
a.	Pistols		+		+		+		+		=
		Up to .22	Up to .32	Up to .38 SPEC.	Up to .357 MAG.	Up to .44 MAG.	Up to .50				
b.	Revolvers		+		+		+		+		=
Type of Firearm Distributed into Commerce		Total Distributed into Commerce		Type of Firearm Distributed into Commerce		Total Distributed into Commerce					
c.	Rifles			h.	Short-Barreled Shotguns						
d.	Shotguns and Combination Guns			i.	Silencers						
e.	Machineguns			j.	Miscellaneous Firearms*						
f.	Any Other Weapons			*Describe misc. firearms (8j) here:							
g.	Short-Barreled Rifles										

**FIREARMS PRODUCED AND EXPORTED OUT OF THE U.S.**

9. Number of firearms by type (See definition #5) that were **EXPORTED out of the UNITED STATES** during the reported calendar year you listed above (even if produced in a previous year). **Fill in all totals for items 9a-j. Enter "0" (zero) if no firearm was exported, or if the firearm was only temporarily exported** (See Instruction #7).

Type of Firearm Exported		Total Exported	Type of Firearm Exported		Total Exported
a.	Pistols		g.	Short-Barreled Rifles	
b.	Revolvers		h.	Short-Barreled Shotguns	
c.	Rifles		i.	Silencers	
d.	Shotguns and Combination Guns		j.	Miscellaneous Firearms*	
e.	Machineguns		*Describe misc. firearms (9j) here:		
f.	Any Other Weapon				

**Under penalties of perjury, I declare that I have examined this report and to the best of my knowledge and belief, it is true, correct and complete.**

10. Name:	11. Title:
12. Signature:	13. Date:      14. Telephone Number:

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## Instructions

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Please obtain your downloadable forms from [atf.gov](http://atf.gov) to ensure you are using the most current version. Hardcopy forms can be obtained from the ATF Distribution Center (Type "ATF Distribution Center" into a search engine or call 240-828-5316 to order.)

1. This form must be submitted annually for all Type 07 (manufacturer of firearms), and Type 10 (manufacturer of destructive devices) Federal Firearms Licenses, in compliance with 18 U.S.C. § 923 (g)(5)(A). **Purpose: The AFMER is intended for manufacturers to report only the number of firearms distributed into commerce or exported during the reported calendar year regardless of when they were manufactured; not the total number of firearms you manufactured.** The AFMER is not a tax form - it is used for statistical purposes.

**NOTE:** A hardcopy of this form is sent to all 07 and 10 manufacturers at the beginning of the next year. If you need a replacement form, are discontinuing business, or need to file an amended form, this form is accessible via [atf.gov](http://atf.gov). Type "AFMER" or "5300.11" in the search box to obtain a downloadable version of this form. You may also complete this form via eForms if you have registered to do so. (See Instruction #10 below)

2. **IMPORTANT:** Even if no firearms have been exported or distributed into commerce, an annual report must still be filed. The current reporting period is for the previous calendar year ending on December 31.

3. **This form MUST be submitted by April 1st.** Please retain a copy for your files.

4. When a manufacturing license is discontinued (see Definition #6 Out of Business/Discontinuance of Business), submit this form no later than 30 days following the discontinuance of business; and include the date of discontinuance in Item 7. Check "Out of Business Final Report" at the top of the form and complete form.

**NOTE:** When discontinuing your license, you must complete your final report for the current year if you were in business 1 or more days of the current year. If, for example, you discontinue business on January 5th of the current year, you must complete a form for both the full previous year and a final report for the 5 days of the current year. If, however, you discontinued business on December 31st or prior, this can, and should, be marked as your "final" report. Not selling firearms while maintaining your FFL is not considered "discontinued."

5. You must identify/briefly describe all miscellaneous firearms accounted for in item 8j and/or item 9j.
6. When completing Items 8a-8b for Pistols and Revolvers, please do your best to most accurately put items within the calibers provided since we cannot list all existing calibers. Enter a "0" (zero) in all caliber boxes for which NO firearms of that type were sold/distributed into commerce.
7. (a) Export data in item 9 is not a sub-set of the data in item 8. They should be separate counts. For example, if you manufactured 10 pistols and distributed 7 of them into commerce and exported the other 3, 7 should be reported in item 8, and 3 should be reported in item 9.  
(b) If a DSP-73 application was approved for an export, and thus the firearm was only exported temporarily, the export does not need to be reported on this form.
8. This form must be executed (signed) by an active responsible person authorized to sign and be responsible for the completeness and accuracy of the information furnished.
9. If at any time after filing your report you discover an error in what you reported, please submit a corrected AFMER. Be sure to check "Amended Report" at the top of the form and be sure to indicate the correct calendar year for which you are reporting the corrected information.

10. Submission of the completed form can only be submitted in two acceptable formats:

- **Electronically submit via eForms:** [www.atf.gov/firearms/application-eforms](http://www.atf.gov/firearms/application-eforms)  
(Electronic submissions **MUST be completed by an active responsible person on the license and requires a one-time registration process and authorized ATF approval which can take a few days**)
- OR - **Mail** this form to: ATF-FFLC, AFMER program, 244 Needy Road, Martinsburg, WV 25405  
(If you mail in your form you will not receive confirmation of receipt.)

### **HELP WITH AFMER:**

- General questions regarding form completion: Call customer service @ **866-662-2750**
- Questions regarding the functionality of the **E-Form system** i.e. registration, associating FFL through E-Forms, or submissions: please email questions only to [eforms.admin@atf.gov](mailto:eforms.admin@atf.gov) (**DO NOT send forms by email - forms accepted via mail or eForms only - See Instruction #10 above**)

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### Definitions

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1. **Produced** - Firearms manufactured by a Type 07 or Type 10 Federal Firearms Licensee. Separate frames or receivers, actions or barreled actions, are considered firearms and are to be included in this report when they are exported or distributed into commerce to someone other than a licensed manufacturer. Enter "0" (zero) in each category in which NO firearms were exported or sold/distributed into commerce for the reporting year. GCA to NFA conversions on previously owned firearms should also be reported.

#### **Do NOT report the following:**

- a. Firearms manufactured but NOT distributed into commerce or exported (still in your possession);
  - b. Firearms distributed to another licensed manufacturer (FFL Type 07 or Type 10) for further manufacturing (including if you are contracted by another manufacturer by approved marking variance, and after completion return the firearm back to the original manufacturer). Those firearms will be reported by the Type 07 or Type 10 FFL who finally distributes the firearms into commerce, or exports them;
  - c. Firearms received solely for the purpose of the manufacturer to act as a Dealer, thus only receiving for purposes of transferring. Those firearms should be reported by the Type 07 or Type 10 FFL who distributes the firearms to the Dealer;
  - d. Firearms remanufactured or customized that were previously in the possession of a non-manufacturer;
  - e. Firearms incorporating frames or receivers of foreign manufacture;
  - f. Firearms produced solely for the official use of the Armed Forces of the United States;
  - g. Destructive devices as defined under 18 U.S.C. § 921(a)(4) and 26 U.S.C. § 5845(f) - see definition #3 below; or
  - h. Antique firearms as defined under 18 U.S.C. § 921 (a)(16) - see definition #4 below;
  - i. Firearms exported temporarily under an approved DSP-73 application.
2. **Commerce** - a purchase or sale, business deal or transaction, within or between any of the following: a State of the United States; District of Columbia; U.S. Territory or possession.

3. **Destructive Device** - (A) any explosive, incendiary, or poison gas - (i) bomb, (ii) grenade, (iii) rocket having a propellant charge of more than four ounces, (iv) missile having an explosive or incendiary charge of more than one-quarter ounce, (v) mine, or (vi) device similar to any of the devices described in the preceding clauses; (B) any type of weapon (other than a shotgun or a shotgun shell which the Attorney General finds is generally recognized as particularly suitable for sporting purposes) by whatever name known which will, or which may be readily converted to, expel a projectile by the action of an explosive or other propellant, and which has any barrel with a bore of more than one-half inch in diameter; and (C) any combination of parts either designed or intended for use in converting any device into any destructive device described in subparagraph (A) or (B) and from which a destructive device may be readily assembled. The term "destructive device" shall not include any device which is neither designed nor redesigned for use as a weapon; any device, although originally designed for use as a weapon, which is redesigned for use as a signaling, pyrotechnic, line throwing, safety, or similar device; surplus ordnance sold, loaned, or given by the Secretary of the Army pursuant to the provisions of section 4684(2), 4685, or 4686 of Title 10; or any other device which the Attorney General finds is not likely to be used as a weapon, is an antique, or is a rifle which the owner intends to use solely for sporting, recreational or cultural purposes.
4. **Antique Firearm** - (A) any firearm (including any firearm with a matchlock, flintlock, percussion cap, or similar type of ignition system) manufactured in or before 1898; or (B) any replica of any firearm described in subparagraph (A) if such replica - (i) is not designed or redesigned for using rimfire or conventional centerfire fixed ammunition, or (ii) uses rimfire or conventional centerfire fixed ammunition which is no longer manufactured in the United States and which is not readily available in the ordinary channels of commercial trade; or (C) any muzzle loading rifle, muzzle loading shotgun, or muzzle loading pistol, which is designed to use black powder, or a black powder substitute, and which cannot use fixed ammunition. For purposes of this subparagraph, the term "antique firearm" shall not include any weapon which incorporates a firearm frame or receiver, any firearm which is converted into a muzzle loading weapon, or any muzzle loading weapon which can be readily converted to fire fixed ammunition by replacing the barrel, bolt, breechblock, or any combination thereof.
5. **Types of Firearms (as identified on the form in items 8a-j and 9a-j)**
- a. **Pistol** - A weapon originally designed, made, and intended to fire a projectile (bullet) from one or more barrels when held in one hand, and having (a) a chamber(s) as an integral part(s) of, or permanently aligned with, the bore(s); and (b) a short stock designed to be gripped by one hand and at an angle to and extending below the line of the bore(s). (*See Instruction #6 for information in completing 8a. which requires reporting by caliber categories.*)
  - b. **Revolver** - A projectile weapon, of the pistol type, having a breechloading chamber cylinder so arranged that the cocking of the hammer or movement of the trigger rotates it and brings the next cartridge in line with the barrel for firing. (*See Instruction #6 for information in completing 8b. which requires reporting by caliber categories.*)
  - c. **Rifle** - A weapon designed or redesigned, made or remade, and intended to fire from the shoulder, and designed or redesigned and made or remade to use the energy of the explosive in a fixed cartridge to fire only a single projectile through a rifled bore for each single pull of the trigger and shall include any such weapon which may be readily restored to fire a fixed cartridge. Having barrels at least 16 inches in length and at least 26 inches in overall length.
  - d. **Shotgun** - A weapon firearm designed and intended to be fired from the shoulder, and designed or redesigned and made or remade to use the energy of the explosive in a fixed shotgun shell to fire through a smooth bore either a number of ball shot or a single projectile for each single pull of the trigger and shall include any such weapon which may be readily restored to fire a fixed shotgun shell. Having barrels at least 18 inches in length, and at least 26 inches in overall length.
  - e. **Machinegun** - Any weapon which shoots, is designed to shoot, or can be readily restored to shoot automatically more than one shot within manual reloading by a single function of the trigger, the frame or receiver of any such weapon, any part designed and intended solely and exclusively, or any combination of parts designed and intended for use in converting a weapon into a machinegun, and any combination of parts from which a machinegun can be assembled if such parts are in the possession or under the control of a person.
  - f. **Any Other Weapon** - Any weapon or device capable of being concealed on the person from which a shot can be discharged through the energy of an explosive, a pistol or revolver having a barrel with a smooth bore designed or redesigned to fire a fixed shotgun shell, weapons with combination shotgun and rifle barrels 12 inches or more, less than 18 inches in length, from which only a single discharge can be made from either barrel without manual reloading, and shall include any such weapon which may be readily restored to fire. Such term shall not include a pistol or a revolver having a rifled bore, or rifled bores, or weapons designed, made, or intended to be fired from the shoulder and not capable of firing fixed ammunition.
  - g. **Short-Barreled Rifle** - A rifle having one or more barrels less than 16 inches in length, and any weapon made from a rifle, whether by alteration, modification, or otherwise, if such weapon as modified has an overall length of less than 26 inches, or a barrel or barrels less than 16 inches in length.
  - h. **Short-Barreled Shotgun** - A shotgun having one or more barrels less than 18 inches in length, and any weapon made from a shotgun, whether by alteration, modification, or otherwise, if such weapon as modified has an overall length of less than 26 inches, or a barrel or barrels of less than 18 inches in length.
  - i. **Silencer** - Any device for silencing, muffling or diminishing the report of a portable firearm, including any combination of parts, designed or redesigned, and intended for use in assembling or fabricating a firearm silencer or firearm muffler, and any part intended only for use in such assembly or firearm muffler, and any part intended only for use in such assembly or fabrication.
  - j. **Miscellaneous Firearms** - Any firearms not included in the other categories, such as frames or receivers, etc. that are not identified as particular firearms. **YOU MUST IDENTIFY OR BRIEFLY DESCRIBE THE FIREARM(S).** Attach a separate sheet if necessary.
6. **Out of Business (OOB) Discontinuance of Business** - If your firearms business was permanently discontinued, the Gun Control Act (*GCA*) and its implementing regulations require that your firearms records be sent within 30 days to the ATF Out-of Business Records Center, 244 Needy Road, Martinsburg, WV 25405, or to any ATF office in the division in which the business was located. As it pertains to the AFMER report, you must complete a report for each year in which you have maintained your manufacturers license for 1 day or more (*see Instruction #4 above.*)

**Please NOTE: Not selling firearms while maintaining your FFL is not considered "discontinued."**

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**Paperwork Reduction Act Notice**

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This form is in accordance with the Paperwork Reduction Act of 1995. The information you provide is used to compile statistics on firearms that have been manufactured and distributed in U.S. commerce and/or manufactured and exported out of the U.S. The furnishing of this information is mandatory (18 U.S.C. § 923(g)(5)(A)).

The estimated average burden associated with this collection of information is 20 minutes per respondent or recordkeeper, depending on individual circumstances. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be addressed to Reports Management Officer, Resource Management Staff, Bureau of Alcohol, Tobacco, Firearms and Explosives, Washington, DC 20226.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.