

1 01 NCAC 43A .0319 is proposed for amendment as follows:

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3 **01 NCAC 43A .0319 SURPLUS WEAPONS AND FIREARMS**

4 (a) With the exception of service side arms within the scope of G.S. 20-187.2, surplus weapons and firearms ~~possessed~~  
5 ~~by the North Carolina State Highway Patrol, North Carolina Division of Adult Correction and Juvenile Justice of the~~  
6 ~~Department of Public Safety and the North Carolina State Bureau of Investigation,~~ may be ~~sold~~ sold, traded or  
7 otherwise disposed of through the State Surplus Property Agency to a federally licensed firearm dealer upon written  
8 request pursuant to ~~G.S. 143-63.1(d) to sell weapons on their behalf.~~ G.S. 143-63.1(d).

9 (b) The written request shall include the following information for each weapon:

- 10 (1) description by make and model number;
- 11 (2) serial number; and
- 12 (3) any federal or state restrictions on the sale of non-firearm weapons.

13 (c) Surplus weapons and firearms sales shall be made by public sale in accordance with paragraph (b) or (d) of G.S.  
14 143-63.1.

15 (d) The State Surplus Property Agency shall authorize the release of the weapons to the winning bidder upon receipt  
16 of the following information:

- 17 (1) payment in full;
- 18 (2) proof of identification; and
- 19 (3) proof of eligibility which shall include:
  - 20 (A) a valid federal firearms license, if purchased pursuant to G.S. 143-63.1(d); or
  - 21 (B) a notarized statement by the agency certifying the law enforcement need for the weapon,
  - 22 if purchased pursuant to G.S. 143-63.1(b).

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24 *History Note: Authority G.S. 143-63.1; 143-64.01; 143-64.04;*

25 *Eff. June 1, 2007;*

26 *Readopted Eff. November 1, 2019.*

27 *Amended Eff. \_\_\_\_\_*

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